

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
MIDDLE DIVISION**

| | | |
|-----------------------------|---|----------------------------|
| KEITH EDMUND GAVIN, |) | |
| |) | |
| Petitioner, |) | |
| |) | |
| v. |) | Case No. 4:16-cv-00273-KOB |
| |) | |
| JEFFERSON S. DUNN, |) | |
| Commissioner of the Alabama |) | |
| Department of Corrections, |) | |
| |) | |
| Respondent. |) | |

VOLUME 29

State Court – Collateral Appeal Transcript

LUTHER STRANGE
ALABAMA ATTORNEY GENERAL

AND

BETH JACKSON HUGHES
ALABAMA ASSISTANT ATTORNEY GENERAL

ADDRESS OF COUNSEL:

Office of the Alabama Attorney General
Capital Litigation Division
501 Washington Avenue
Montgomery, AL 36130
(334) 242-7392

Vol. 11 of 22

COURT OF CRIMINAL APPEALS NO.

CR-10-1313

APPEAL TO ALABAMA COURT OF CRIMINAL APPEALS

FROM

CIRCUIT COURT OF CHEROKEE COUNTY, ALABAMACIRCUIT COURT NO CC-98-61.60 & CC-98-62.60CIRCUIT JUDGE David A. Rains

Type of Conviction/ Order Appealed From:

Rule 32

Sentence Imposed:

Defendant Indigent:

☒ YES ☐ NOKEITH EDMUND GAVIN

NAME OF APPELLANT

Stephen C. Jackson205-254-1037

(Appellant's Attorney)

(Telephone No.)

1901 Sixth Avenue North, Suite 2400

(Address)

Birmingham Alabama 35203

(City)

(State)

(Zip Code)

V.

STATE OF ALABAMA

NAME OF APPELLEE

(State represented by Attorney General)

NOTE: If municipal appeal, indicate above, and enter

name and address of municipal attorney below.

df

(For Court of Criminal Appeals Use Only)

FREEDOM COURT REPORTING

Page 160

1 regarding the fact that y'all did not arrest
2 him at the end of the interview.

3 A. That's correct.

4 Q. Your feelings don't equal probable
5 cause, do they?

6 A. No, sir, does not.

7 Q. You can't arrest based on your
8 feelings, can you?

9 A. No, sir.

10 Q. You must have probable cause?

11 A. Absolutely.

12 Q. And probable cause must be based on
13 evidence?

14 A. That's correct.

15 Q. Did you have any evidence that would
16 establish probable cause at the end of the
17 interview sufficient to arrest Meeks?

18 A. No, sir.

19 Q. In the course of investigations in
20 your circuit, it is actually the DA who looks
21 at evidence and decides whether or not to
22 charge someone -- who decides whether or not
23 to drop charges against someone; is that

FREEDOM COURT REPORTING

Page 161

1 correct?

2 A. That's correct; yes, sir.

3 Q. You were asked a number of questions
4 regarding why Tom Arambasich -- I just can't
5 say that name.

6 A. Arambasich.

7 Q. Arambasich came down here, whether
8 it was in his official capacity or whether it
9 was in his personal capacity or what he was
10 doing. You don't know what Tom thinks, do
11 you?

12 A. No, sir.

13 Q. You don't know why he does anything,
14 do you?

15 A. No, sir.

16 Q. You also don't know what DeWayne
17 Meeks thinks in his mind?

18 A. No, sir.

19 Q. You don't know why he does anything?

20 A. No, sir.

21 Q. You were present when the gun was
22 recovered or not? I can't remember.

23 A. When the gun was actually recovered,

FREEDOM COURT REPORTING

Page 162

1 after the photographs were made and the gun
2 was picked up from the ground and placed into
3 the evidence bag, I was present when that
4 happened is my recollection. I was not there
5 when it was discovered and we were notified
6 that they had found the weapon.

7 Q. Based on the information you have,
8 was there one or multiple law enforcement
9 officers there when the gun was discovered?

10 A. I don't know.

11 Q. Now, the van which was part of the
12 crime scene was secured and tested by the
13 Department of Forensic Science?

14 A. That's correct; yes, sir.

15 Q. After the van was tested, at some
16 point it was returned to the owners?

17 A. Yes, sir; yes, sir, it was.

18 Q. Have you investigated other types of
19 crimes?

20 A. Yes, sir.

21 Q. Have you investigated a gas station
22 robbery?

23 A. Yes, sir.

FREEDOM COURT REPORTING

Page 163

1 Q. Do you normally keep the gas station
2 closed off until the trial of the robbery of
3 the gas station?

4 A. No, sir, once you finish processing
5 the scene collecting whatever evidence is
6 there and documenting the scene as it is, then
7 it's usually surrendered or turned back over
8 to the victim unless it's a firearm or
9 something like that. Then of course it's
10 retained. As far as vehicles and structures,
11 once you finish your search and you secure
12 your evidence, then it's -- in a reasonable
13 time it's turned back over to the owner.

14 Q. You've made a number of arrests over
15 the years, have you not?

16 A. Thousands.

17 Q. Thousands of arrests. In some of
18 those arrests at least, the arrestee has
19 attacked you physically, taken swings at you?

20 A. Yes, sir.

21 Q. After that arrestee takes a swing at
22 you, do you continue to investigate the case?

23 A. Yes, sir.

FREEDOM COURT REPORTING

Page 164

1 Q. In law enforcement, have you heard
2 of other officers who have been attacked by
3 arrestees?

4 A. Yes, sir.

5 Q. Are you aware of whether or not they
6 continue to -- this is general.

7 A. As far as an investigator, yes, sir.
8 If it's a uniformed officer, then normally an
9 investigator would come back and do a follow-
10 up investigation but if you've got somebody
11 resisting arrest of the investigator, for the
12 most part I may charge them with resisting
13 arrest. I've never charged one with assault
14 or nothing. Again, that's just one of the
15 hazards of doing the job. I've never been
16 physically injured so.

17 Q. You didn't know DeWayne Meeks before
18 this crime --

19 A. No.

20 Q. -- or before the crime? .

21 A. Not to my knowledge, no, sir.

22 Q. You didn't -- you didn't plant the
23 pistol in the woods?

FREEDOM COURT REPORTING

Page 165

1 A. No, sir.

2 Q. You haven't altered any evidence?

3 A. No, sir.

4 Q. You haven't framed Keith Gavin?

5 A. No, sir.

6 Q. You testified truthfully at trial?

7 A. Yes, sir.

8 Q. You didn't review your file in this
9 case before testifying here today?

10 A. No, sir, I don't -- our files are in
11 y'all's office in Montgomery. We don't have
12 any files there at our office.

13 Q. So if this was to be tried again,
14 you would review your file -- we would return
15 them and you would review your file?

16 A. Yes, sir.

17 Q. And you would testify at a new trial
18 as you did in the first one?

19 A. Yes, sir.

20 MR. ROBERTS: No further questions.

21

22 EXAMINATION BY MR. LYON:

23 Q. I just have a couple of questions --

FREEDOM COURT REPORTING

Page 166

1 follow-up on his -- Mr. Roberts' questions.
2 You testified that you are -- investigate a
3 lot of cases; right?

4 A. Yes, sir.

5 Q. And you're a witness in a lot of
6 cases?

7 A. Yes, sir.

8 Q. As a percentage of -- well, I'm not
9 going to ask that. Although you are a witness
10 in a lot of cases, are you an eyewitness to a
11 lot of those cases?

12 A. I have been, yes, especially doing
13 narcotics investigations on hand-to-hand buys
14 and stuff that I obviously would be the one
15 that was there doing the buy, so yes, I would
16 be an eyewitness. Not as much on violent
17 crimes, that's something that probably won't
18 happen many times in anybody's career that
19 you'll be at that place at the right time.

20 Q. It's uncommon you would say?

21 A. It's uncommon, yeah, I would say it
22 was uncommon.

23 Q. If someone were to take a swing at

FREEDOM COURT REPORTING

Page 167

1 you, you said -- while you were arresting
2 them, you said you might charge them with
3 resisting arrest?

4 A. I can't -- in my career, I can only
5 recall maybe one occasion of ever charging
6 anybody with resisting arrest. I've had
7 numerous people to resist arrest over the
8 years but usually I've got a felony charge and
9 resisting is a misdemeanor and I just -- you
10 just go on. I mean, it's not personal, so
11 yeah, I've had several over the years to
12 resist.

13 Q. At any time in your career do you
14 recall an individual being charged with
15 attempted murder where you were the victim?

16 A. No, sir.

17 Q. Other than Mr. Gavin?

18 A. No, sir.

19 Q. After you interviewed Mr. Meeks in
20 Chicago, did you and Mr. Wilson have a
21 discussion in which you discussed whether you
22 thought that you had collected evidence
23 sufficient to establish probable cause against

FREEDOM COURT REPORTING

Page 168

1 Mr. Meeks?

2 A. Against Mr. Meeks, we never had any
3 reason to believe that there was any physical
4 evidence in the vehicle so there was no other
5 evidence associated with Mr. Meeks other than
6 the firearm that was recovered at the
7 secondary crime scene.

8 Q. I'm asking -- I'm sorry, I must not
9 have made clear my question. What I'm asking
10 is: You discussed with Mr. Roberts the
11 probable cause required to arrest a suspect?

12 A. Right.

13 Q. Did you and Mr. Wilson discuss -- we
14 determined before that Mr. Meeks was not
15 arrested?

16 A. Right, he was not.

17 Q. Did you discuss whether you had
18 evidence sufficient to establish probable
19 cause to arrest him?

20 A. No, sir.

21 Q. Mr. Roberts asked you about the
22 eyewitness testimony establishing that someone
23 got out of the -- Mr. Meeks' vehicle and shot

FREEDOM COURT REPORTING

Page 169

1 the individual in the van -- the Corporate
2 Express van and got into it and drove off, the
3 eyewitness testimony stating that; is that
4 correct?

5 A. Yes, sir, that's my understanding,
6 yes, sir.

7 Q. Do you know for certain that --
8 well, let me ask you this: Do you recall where
9 you encountered the van that evening, the
10 location where you encountered it? I believe
11 it was going the other direction and you
12 passed it.

13 A. Yeah, I was coming off -- I was
14 close to what's called Bristow Gap on Alabama
15 Highway 68 about two and a half miles west of
16 Leesburg. I was coming off the mountain and
17 the van was going up the mountain.

18 Q. How far is that from where the
19 shooting occurred in Centre?

20 A. Six miles.

21 Q. Do you know whether the van stopped
22 at any time between the shooting in Centre and
23 the time that you encountered it?

FREEDOM COURT REPORTING

Page 170

1 A. We had -- do I know that, no. The
2 information that I did have was that people
3 were calling in and had spotted the van and
4 was telling us where it was at, which
5 direction it turned, and based on the time
6 that the shooting was given out and the time
7 that I met the van would have been consistent
8 with the driving time to have traveled the
9 distance that he traveled. But no, I
10 personally do not know whether the van stopped
11 or not but I don't have any information to
12 suggest that it did.

13 Q. Do you know for certain that the
14 person who got into the van -- who the
15 eyewitnesses saw get into the van in Centre
16 after the shooting is the same person that you
17 saw get out of the van at -- when the van
18 stopped on I believe it was route 48?

19 A. Do I know, no, sir, but I don't have
20 any reason to believe that it was anyone else.
21 The guy that got in the van had a gun and was
22 shooting and the guy that got out had a gun
23 and was shooting. My experience and training

FREEDOM COURT REPORTING

Page 171

1 would suggest to me that it was one and the
2 same.

3 Q. But you don't know for certain?

4 A. No, sir, I wasn't in the van. I
5 didn't know.

6 Q. Did you know at the time -- did you
7 know for certain at the time that the
8 investigation was taking place that it was the
9 same person who had gotten into the van?

10 A. I had no reason to believe that it
11 was not the same person.

12 Q. But did you know for certain?

13 A. No.

14 Q. About the van and the testing of the
15 van, if anything -- did you inventory the
16 items that were in the van, not connected to
17 the van but any items that were within the
18 van, any loose items in the van?

19 A. I did not, no.

20 Q. Did someone on your investigatory
21 team do that?

22 A. The van would have been locked and
23 secured. Forensic Sciences would have been

FREEDOM COURT REPORTING

Page 172

1 the one -- they and Investigator Buttram would
2 have been the ones that dealt with the van. I
3 never had any other contact with it after it
4 left the scene.

5 Q. But to your understanding, did
6 someone either in the DA's office or with the
7 Cherokee County Sheriff's Department do an
8 inventory of the items that were in that
9 van -- the loose items in the van?

10 A. Yes; yes, sir.

11 Q. If there was anything missing out of
12 that van that hadn't -- if there was anything
13 in the van -- let me put it this way: If there
14 were anything that was not in the van that
15 Corporate Express company -- when you returned
16 the van to the Corporate Express company, did
17 you return the items that were also loose in
18 the van -- that had been loose in the van?

19 A. The property receipt you showed me
20 indicates that the keys and the vehicles were
21 returned on that particular date. No mention
22 on that receipt about any other items so I
23 can't answer that question, not based on what

FREEDOM COURT REPORTING

Page 173

1 you're -- what you've --

2 Q. Does that receipt, which is
3 exhibit --

4 A. If the other items were returned,
5 there would have been a separate receipt for
6 those.

7 Q. Right.

8 A. So I can't tell you I didn't do it,
9 I don't know.

10 Q. So Exhibit 3 indicates to you that
11 the other items, if there were such items,
12 were not returned on that date, March 10?

13 A. They were not returned under that
14 property receipt, that's right.

15 MR. LYON: That's all.

16

17 EXAMINATION BY MR. ROBERTS:

18 Q. You're familiar with -- you've lived
19 in Cherokee County your whole life?

20 A. Yes, sir.

21 Q. You're familiar with where the
22 shooting took place?

23 A. Yes, sir.

FREEDOM COURT REPORTING

Page 174

1 Q. And you're familiar with --
2 obviously familiar with where you apprehended
3 Gavin?

4 A. Yes, sir.

5 Q. You're familiar with the drive time
6 it takes to get from the place of the shooting
7 to where Gavin was apprehended; is that
8 correct?

9 A. Yes, sir.

10 Q. What time did -- according to
11 Exhibit 1, what time did the dispatch call in
12 that a shooting had just occurred, what time
13 was that?

14 A. 18:45 which would be 6:45 p.m.

15 Q. And how many seconds?

16 A. 22.

17 Q. Okay. What time does it have you
18 calling in that you're behind him or that you
19 see him?

20 A. 18:50 and nine seconds. .

21 Q. All right. Now, that gives how many
22 minutes?

23 A. Less than five.

FREEDOM COURT REPORTING

Page 175

1 Q. Less than five minutes. In your
2 opinion, would a person have time to leave the
3 bank, stop, swap vehicles, and swap possession
4 of a gun and then drive off and you meet the
5 person within that five minutes at the point
6 where you found them?

7 MR. LYON: Objection as to form.

8 A. The time -- from the time the
9 original radio transmission was given out
10 until the time I met the van going up the
11 mountain on Alabama 68, the travel time is
12 consistent with the time it would take to
13 drive that distance the way he was operating
14 the vehicle on that occasion.

15 Q. So it would be your opinion that he
16 would not have time stop the van?

17 A. That's correct.

18 Q. And change drivers?

19 A. That's correct.

20 Q. Okay. You were asked about law
21 enforcements are witnesses but not always
22 eyewitnesses; isn't that correct?

23 A. That's correct.

FREEDOM COURT REPORTING

Page 176

1 Q. That's not always true though.
2 State troopers are often eyewitnesses to what
3 they see; is that not correct?

4 A. That's correct. My understanding
5 was he was asking about me particularly.

6 Q. But within the --

7 A. Generally any -- any officer that's
8 doing traffic or whatever, yeah, they're an
9 eyewitness to whatever offense they've stopped
10 that person for.

11 Q. Patrolmen are also eyewitnesses?

12 A. Patrolmen absolutely.

13 Q. You've also been asked a number of
14 questions about the return of this van and you
15 referenced the return receipt?

16 A. Property receipt, yes, sir.

17 Q. You don't work with the -- you are
18 not a member of the sheriff's department, are
19 you?

20 A. No, sir, I am not.

21 Q. And you didn't return this van, did
22 you?

23 A. No, sir.

FREEDOM COURT REPORTING

Page 177

1 Q. Other than what's on this receipt,
2 you don't know anything about the returning of
3 this van, do you?

4 A. No, sir.

5 Q. It is your testimony that after the
6 van was processed, you don't know anything
7 about the van; is that correct?

8 A. That's correct.

9 Q. So you can't tell for certain
10 whether or not there were items in the van
11 that were returned separately or with the
12 van --

13 A. This property receipt.

14 Q. -- to your recollection?

15 A. Right; no, my recollection, no.
16 This receipt does not indicate anything was
17 returned as far as contents other than the
18 keys and the vehicle.

19 Q. I have -- I should have covered this
20 a second ago. Does -- do the times on Exhibit
21 1, the time of the initial call-out and the
22 time indicated on here that you first saw the
23 van or met the van, does that accurately

FREEDOM COURT REPORTING

Page 178

1 reflect what you remember those times being?

2 A. It was, yeah, approximately five
3 minutes from the time the call was given out
4 until I met the van and that log also
5 indicates if you will notice the van passed
6 Fairview on 411, you've got another one saying
7 that -- well, I thought that was 272 -- County
8 Road 272 but it's not. But anyway, this is --
9 Fairview Church is approximately three and a
10 half, four miles from the courthouse, so about
11 three miles I guess. You've got a minute and
12 19 seconds after it left -- after dispatch was
13 give out, a minute and 19 seconds later the
14 van was passing Fairview Church which is about
15 three miles from the courthouse.

16 Q. So he made it three miles in a
17 minute and 19 seconds?

18 A. Yeah, if the times are accurate.

19 Q. One more thing, they pointed --
20 opposing counsel pointed out that your log
21 says that you switched stations and contacted
22 Collinsville and the log here says, will
23 contact Collinsville -- the 911 dispatch log.

FREEDOM COURT REPORTING

Page 179

1 Wouldn't the 911 dispatcher know that to
2 contact Collinsville you would have to change
3 stations -- you have to change channels on
4 your radio?

5 A. Uh-huh, he would.

6 Q. So he probably wouldn't write that
7 down?

8 A. Right.

9 Q. Most law enforcement officers around
10 that area would know what station they're on;
11 is that correct?

12 A. Right, yes, sir, and they're --
13 Collinsville is in a different county so
14 they're not on our frequency but their patrol
15 cars have the capability to switch over.

16 MR. ROBERTS: I have no further
17 questions.

18

19 EXAMINATION BY MR. LYON:

20 Q. Just a couple of more things to
21 clarify, I'm sorry. The dispatch time on
22 Exhibit 1 on the log -- well, first of all,
23 you've already testified that you're not

FREEDOM COURT REPORTING

Page 180

1 certain that this is a complete and accurate
2 log?

3 A. Well, it's not complete.

4 Q. You believe that it's not complete?

5 A. I believe that it's not complete,
6 yes, sir.

7 Q. The dispatch time of 18:45:22, the
8 BOLO that went out, when did that happen? Do
9 you know when that happened relative to when
10 the shooting occurred?

11 A. No, sir.

12 Q. You have no idea when the shooting
13 actually took place?

14 A. Not exactly, no, sir.

15 Q. So to state that the van made it to
16 route 84 past Fairview on Highway 411 -- first
17 I'll ask is it safe to say the shooting did
18 not take place at the exact minute and second
19 that the BOLO went out?

20 A. Prior to that, immediately prior to
21 it.

22 Q. So to state that the van made it to
23 Highway 84 past Fairview on Highway 411 in a

FREEDOM COURT REPORTING

Page 181

1 minute and 19 seconds is not accurate?

2 A. What I said was based on the times
3 listed here, he traveled that distance in less
4 than -- say less than a minute and a half.

5 Q. The time that's a minute and 19
6 seconds is the time between the BOLO, the
7 B-O-L-O going out --

8 A. Right.

9 Q. -- and the dispatch stating that
10 someone had reported that the van passed 84,
11 passed Fairview at Highway 411?

12 A. Right; right.

13 Q. Both of those events preceded the
14 dispatch message going out?

15 A. Right.

16 Q. The shooting occurred prior to the
17 dispatch?

18 A. Correct.

19 Q. And somebody reporting the van
20 passing --

21 MR. ROBERTS: Object to form.

22 Q. -- 84 past Fairview on Highway
23 411 --

FREEDOM COURT REPORTING

Page 182

1 A. Right.

2 MR. ROBERTS: Objection to form.
3 Object to form.

4 Q. -- occurred prior to the
5 announcement going out?

6 MR. ROBERTS: Objection to form.

7 Q. But you don't know what the time
8 delay was for either of those events?

9 MR. ROBERTS: Objection to form.

10 A. No.

11 Q. Mr. Roberts asked you if a patrolman
12 is often eyewitness to a violent crime and you
13 said, yes, that happens all the time; correct?

14 A. He didn't say a violent crime. He
15 said if they're witness to a crime I believe
16 was -- that's the way I understood.

17 Q. He said patrolmen are often
18 eyewitnesses to crimes?

19 A. Right, and I responded yes to that,
20 not to violent crimes but to crimes in
21 general.

22 Q. Are there patrolmen that are part of
23 the Cherokee County Sheriff's Department?

FREEDOM COURT REPORTING

Page 183

1 A. They have deputies that do patrol,
2 yes.

3 Q. Have you ever known a patrolman in
4 the Cherokee County Sheriff's Department to
5 lead a homicide investigation?

6 A. No.

7 MR. LYON: Okay. That's all I have.

8 MR. ROBERTS: I have nothing
9 further.

10
11 (Whereupon, the deposition was
12 concluded at 12:28 p.m.)

13
14 FURTHER DEPONENT SAITH NOT
15
16
17
18
19
20
21
22
23

FREEDOM COURT REPORTING

Page 184

| | | | | |
|---------------------------------------|--|---------------------------------------|---------------------------------------|--------------------------------------|
| A | addition 14:10 14:18 16:6 | allow 24:19 77:12,17 79:16 | 56:17 57:3 114:6 119:23 | 40:17 41:5 49:8 58:11,17 |
| abbreviated 56:11 | additional 11:18 | 80:2,10 106:1 | apply 23:23 | 59:7,8,9,10 |
| ABI 37:3,5 | address 23:17 86:21 | 107:9,14,19 | appoint 32:2,6 | 60:11,19,22 |
| ability 106:7 | adjacent 77:2 | 154:7 156:20 | appointed 31:21 | 61:20 62:10,20 |
| able 27:3 88:9 124:5 | administrative 76:19,20 | allowed 80:14 95:10 106:6 | appreciate 139:5 | 63:14,17 65:1 |
| absolutely 8:12 29:7 97:22 | advised 55:19 | 120:3 | apprehend 68:2 110:14,23 | 69:21 71:2 |
| 99:4 145:7 | advising 56:7 | altered 165:2 | 112:13,14 | 74:15 76:5 |
| 154:6 160:11 | agencies 14:2 16:3 27:21 | amended 10:4 | apprehended 46:10,18 58:14 | 94:23 100:14 |
| 176:12 | 30:23 31:5 | amendments 10:1 | 61:15 62:4,7 | 146:15 179:10 |
| abuse 15:13 | 37:20 62:15 | AmSouth/Har... 1:22 5:8 | 62:13 63:10,18 | armed 67:11 |
| academies 19:3 | 90:10,12 102:7 | annex 76:21 | 64:5,18 67:15 | arrangements 136:11 |
| Academy 12:17 20:7 | agency 13:22 15:11 36:10,11 | announcement 182:5 | 67:23 69:23 | arrest 97:17,19 |
| accessory 97:10 | 36:14 38:4,16 | answer 9:11 10:21 11:6,11 | 72:4 74:3 75:3 | 97:20 110:4 |
| accident 43:9 | 44:19 60:3,4,6 | 11:14,19 12:1 | 75:5,14 81:21 | 112:12,13,14 |
| accompanied 82:22 115:4 | 69:9 72:7 94:9 | 29:21 34:17 | 82:7 151:13,17 | 127:9 128:13 |
| 132:12 | 98:9 100:15 | 43:22 44:22 | 159:7 174:2,7 | 128:22 129:4 |
| accompaniment 134:8 | agent 52:10,15 | 51:5 54:3 | apprehending 68:2 | 160:1,7,17 |
| accumulated 19:16 | ago 115:13 149:20 177:20 | 61:23 79:21 | apprehension 40:18 | 164:11,13 |
| accurate 178:18 180:1 181:1 | agreed 1:17 2:2 2:9,18 96:8,10 | 87:5 120:23 | approach 25:12 | 167:3,6,7 |
| accurately 177:23 | 96:14 | 172:23 | appropriate 90:12 | 168:11,19 |
| acknowledged 53:11 | ahead 11:6 39:17 41:1 | answering 131:1 | approximately 61:16 178:2,9 | arrested 81:2 127:6 128:18 |
| acquaintances 106:19 | 63:19 98:2 | answers 10:10 10:16 149:14 | April 113:23 | 168:15 |
| acting 5:2 | 99:10 147:9 | anybody 34:5 36:7 49:6,6,10 | 114:7 118:16 | arrestee 163:18 163:21 |
| ACTION 1:4 | Alabama 1:2,8 1:23 4:16,18 | 59:21 74:13 | 120:2,11 | arrestees 164:3 |
| actions 27:5 | 5:2,4,9 6:1,2 | 167:6 | 121:12 | arresting 167:1 |
| activity 3:13 51:19 54:9 | 6:17 12:7 23:8 | anybody's 166:18 | Arambasich 92:13 93:10,17 | arrests 163:14 163:17,18 |
| 144:12,14,21 | 23:11 30:21 | anyway 71:3 178:8 | 95:12 101:21 | arrive 64:4 |
| 144:23 | 37:5 59:2 | appeal 8:16 | 102:14 104:11 | arrived 42:1 60:17 63:22 |
| actual 25:10 31:6 56:19 | 87:12 93:8 | appeals 7:4 | 107:10 108:2 | arson 19:9 |
| 88:20 110:9 | 111:22 115:4 | APPEARAN... 4:1 | 121:3 131:10 | asked 9:4,23 32:18 35:17 |
| add 9:9 | 115:11 124:18 | appearing 8:10 | 147:17 161:4,6 | 53:6 77:4 |
| | 126:10 127:10 | appears 48:7 50:19 54:5 | 161:7 | 108:15 120:5 |
| | 132:3,4,7,11 | | area 14:6 15:23 27:14,15,22 | 135:12 137:15 |
| | 132:18 143:19 | | 28:4 31:13 | 139:7 154:1 |
| | 169:14 175:11 | | | 159:18,23 |
| | | | | 161:3 168:21 |

FREEDOM COURT REPORTING

Page 185

| | | | | |
|---|--|--|---|---|
| 175:20 176:13 182:11 asking 32:11 58:9 79:6 80:15 99:6 100:3 115:16 168:8,9 176:5 aspects 127:15 assault 15:14 164:13 assaults 45:20 assign 2:14 34:5 38:23 assigned 13:19 17:3 35:15 36:5 42:10,22 43:1,15 44:2 133:7 assigning 36:7 assigns 41:7 assist 15:11 28:17 32:18,19 36:14,20 38:9 38:10 55:21 64:23 65:3 68:2 74:20 144:1 assistance 15:12 38:1,13 40:16 assistant 4:14 136:16,21 assistants 39:5 assisted 21:3 52:23 66:10 83:12,14 assisting 65:8 66:7 136:17 associated 168:5 assume 121:19 assumed 34:13 37:9,13 41:4 45:13,14 46:4 assumption 121:23 149:3 | assured 95:21 Atlanta 20:7 attached 47:13 85:17 103:12 113:11 139:15 attacked 163:19 164:2 attempt 62:10 attempted 7:3 25:22 26:2 77:20 78:2 167:15 attempts 62:17 attend 19:20 attendance 136:7 attended 12:17 12:19 19:2,18 attending 20:6 attorney 4:14,15 6:6,10,13 8:15 31:20 33:3 34:9 45:15 46:6,20 47:1 111:4,4 112:20 129:22 130:3,6 130:8,11,12 135:2 136:21 attorney's 6:15 13:1,2,21 14:12 16:8 17:6 25:4 36:13 42:18 114:1 August 1:13 2:1 Austin 4:5 6:7 automotive 18:19 available 9:10 94:6 95:22 Avenue 1:23 5:8 average 19:13 avoid 24:15 153:2 | aware 33:18 34:19,22 35:1 45:5 46:23 164:5 a.m 1:14 5:10 73:16,16 86:18 139:2,2 <hr/> B B 4:12 back 30:16 35:2 40:15 43:10 49:21 62:15,19 63:11,13,15,17 64:1,6,11,12 64:13,20 65:16 66:4,17 70:1 70:16 71:6,17 73:18 75:2,6 75:19 76:3,4,8 82:19 89:12 110:14 118:2 126:9 131:17 131:17 141:1,2 147:3 149:1 151:21 163:7 163:13 164:9 background 12:5,15 backup 57:3 bad 16:21 69:7 bag 162:3 bagged 138:15 bagging 68:13 bailed 40:12 bank 28:5 40:1 175:3 based 25:9 61:3 110:23 122:13 124:11,15 141:11 142:14 151:20 152:5 153:13,16 157:4 158:14 | 160:7,12 162:7 170:5 172:23 181:2 basic 116:22 155:2 basically 9:4 15:4 27:4 40:23 41:2 94:1 102:9 158:4 began 53:12 60:22 beginning 5:9 39:13 behalf 37:17 belief 73:1 115:9 132:19 133:2 134:5 152:6 believe 26:17 54:6 56:5 67:4 85:8 91:11 92:23 103:22 106:17,21 118:12 123:18 131:21 138:4 138:13 147:15 153:6 168:3 169:10 170:18 170:20 171:10 180:4,5 182:15 believed 73:22 96:21 belonged 116:20 best 39:23 50:12 54:19 62:11,16 80:22 117:14 149:15 better 47:2 76:21 149:20 beyond 13:16 59:3 101:19 be-on-the 49:1 be-on-the-loo... 39:11 | Birch 91:10 94:12 95:3,9 103:7 104:11 106:1,6,10,17 121:6 Birmingham 1:23 5:2,9 13:20 22:15 31:12 99:9,15 bit 25:17 26:10 black 132:15 Blazer 150:4 151:22,22 152:2,7 153:9 Blazer's 152:10 BOLO 48:19 53:6 180:8,19 181:6 bond 128:23 129:6 bottom 53:2 box 52:12 146:9 break 11:8,9,12 73:13 138:22 breaks 11:9 brief 73:15 139:1 briefly 6:20 122:22 bring 81:22 110:14 bringing 80:19 82:2 108:19 Bristow 169:14 brought 47:17 59:12 80:3,11 86:15 100:16 building 76:13 76:20 157:2 Bureau 37:5 business 18:18 131:4 Buttram 87:17 87:18,23 88:18 |
|---|--|--|---|---|

FREEDOM COURT REPORTING

Page 186

| | | | | |
|---|---|--|--|--|
| 88:19 172:1 buy 166:15 buys 166:13 B-O-L-O 48:20 181:7 | cars 179:15 car-jacking 53:8 53:19 case 8:17 9:6,8 22:2,14,16 23:7 24:10,12 25:10,15,18 27:3 28:11 30:2 32:7 33:15 34:4,7 34:11,15,21 35:22 39:7,14 40:3,5,14 41:9 46:5,21 52:10 52:15,17,21 54:16,20 55:8 56:6 80:22 85:4 86:13 108:4 111:20 123:10 124:14 129:3 130:7,10 132:5 133:7 134:4,12 135:5 136:2,17 142:20 144:1,3 144:5,10,14 145:5,17 153:4 154:12,13,15 154:16,18 155:22 156:1,5 156:7,10 157:2 157:17,18,19 158:4,9 163:22 165:9 cases 7:20 15:14 15:14 20:16 22:5 28:11 37:2 41:6 43:8 43:21 55:11 112:17 130:23 131:2 136:3 155:12,15,18 155:20 166:3,6 166:10,11 | casual 134:10 caught 55:18 cause 5:11 160:5 160:10,12,16 167:23 168:11 168:19 CC 1:4,4 cell 63:15 central 50:22 Centre 12:7 27:10,13,23 28:13,14,21 50:6 63:12,23 64:8,12 66:18 70:2 76:1,9,12 76:23 78:4 84:18 96:18 110:15 124:4 125:11 169:19 169:22 170:15 certain 29:5,6 45:2,12 60:3,4 69:3 74:4 80:13 169:7 170:13 171:3,7 171:12 177:9 180:1 certainly 9:10 81:2 156:19 157:10 certainty 103:1 124:20 certificates 19:15 certify 5:3 CE-10 51:9 chain 3:17,19 26:23 139:23 140:3 141:23 142:7,23 145:23 146:4,5 152:5 155:4 chance 113:14 change 175:18 | 179:2,3 changed 14:23 channels 179:3 characterizati... 126:14 characterize 143:21 charge 66:22 67:19,22 68:6 68:6 71:6 160:22 164:12 167:2,8 charged 25:21 127:2 164:13 167:14 charges 129:12 129:18,20 160:23 charging 167:5 Chattanooga 115:15 check 16:21,21 16:23 49:22 checks 16:13 88:7 CHEROKEE 1:2 Cherokee 7:3,7 8:1 9:17 13:4 15:5 16:16,17 16:22 17:12,19 18:20 19:21 21:1 26:16 27:8,18 28:23 30:18 31:2,17 32:12,16 33:4 33:6 35:9 36:4 36:5,10,23 41:11 42:14 43:8 44:12,15 44:16 45:8 48:10 49:4 60:5 66:17,18 90:8 93:1,8 94:4 114:2 | 128:15 129:7 130:15 172:7 173:19 182:23 183:4 Cherokee/Dek... 47:23 Chicago 4:7 91:3,6,8 92:2 92:10,15 94:5 94:8,16 96:7 96:11 97:12 100:21 101:7 101:11,23 102:15 103:23 106:2 108:20 113:2 114:5 115:19 116:14 118:4,19 122:1 124:16 126:9 131:9,20 132:14 139:9 144:18 148:19 148:23 167:20 chief 18:11 26:6 26:13 31:22,23 46:21 52:19 112:16 130:13 child 16:19 115:14 children 12:10 choice 32:17,21 choose 128:3 Church 178:9 178:14 circuit 1:1 6:16 7:7 13:3,17 14:13 21:15 22:20 30:18 33:5 35:18,20 41:12 47:22 160:20 circumstance 159:2 circumstances |
|---|---|--|--|--|

FREEDOM COURT REPORTING

Page 187

| | | | | |
|--------------------------|------------------------|-------------------------|-------------------------|-------------------------|
| 25:11 55:10 | Collinsville | 172:16 | CONNELLY | control 67:6 |
| 80:13,17 92:19 | 27:18 55:21 | complete 11:19 | 1:20 5:1 | 68:16 |
| 113:1 129:8 | 56:2,9 57:19 | 54:6 56:14 | consensus 29:19 | controls 156:18 |
| 132:16 133:15 | 178:22,23 | 58:2 89:23 | consider 77:19 | convenience |
| 154:10,23 | 179:2,13 | 143:12 145:23 | 78:6,17 96:17 | 84:10 |
| city 14:2 27:12 | color 49:19 | 146:4,5 180:1 | 97:1,3 110:8 | conversation |
| 27:13,23 28:13 | column 53:1 | 180:3,4,5 | consideration | 54:11 88:2 |
| 28:13,20 36:9 | columns 47:19 | completed 30:1 | 127:17 | 91:1 92:9,12 |
| Civil 1:4 5:4 6:3 | come 14:21 | 89:14,20 | considered | 96:2,6 98:4 |
| civilian 81:14,16 | 29:18 30:11 | 141:20 143:8 | 126:11 | 101:21 108:7 |
| clarify 11:21 | 40:3 43:21 | 143:10,11 | consisted 62:19 | 121:3,6 134:11 |
| 120:18 139:6 | 44:5 64:12 | completely | consistent 155:5 | conversations |
| 179:21 | 69:13 84:9 | 11:15 | 170:7 175:12 | 54:12 130:18 |
| classes 19:18 | 99:10,20 | compliance 2:6 | consists 13:3 | 133:19 134:6 |
| Clayton 82:17 | 116:20 133:10 | complicit 126:12 | constantly 73:7 | convicted 7:2 |
| 153:8 | 141:17 143:18 | complicity | consult 29:15 | 25:22 |
| clear 29:2 168:9 | 164:9 | 110:10 159:21 | 130:13 | conviction 23:20 |
| cleared 62:9 | comes 157:9 | computer 140:2 | consulting | 26:20 |
| clearly 10:17 | comfortable | 141:18 | 130:20 | Cooper 1:22 5:7 |
| client 7:2 | 95:5 106:9,15 | computerized | contact 56:2 | cooperate 45:6 |
| close 53:13 | 159:14 | 57:10 | 57:18 90:12 | 45:14,16,19 |
| 55:18 59:19 | coming 8:23 9:3 | concern 88:8 | 100:8,15 172:3 | cooperating |
| 60:20,22 | 68:16 76:3 | concluded | 178:23 179:2 | 110:16 |
| 169:14 | 96:11 107:16 | 183:12 | contacted 93:13 | cooperative |
| closed 163:2 | 169:13,16 | conclusion | 93:15,21,22 | 30:16 |
| closer 145:21 | Commissioner | 112:8 | 94:20 99:23 | coordinate |
| clothes 124:17 | 1:21 2:20 5:3 | conduct 25:1,5 | 147:16,21,23 | 136:7,12 |
| 152:10 | committed | 41:8 98:19 | 148:2 178:21 | coordinated |
| clothing 125:23 | 23:19 158:19 | 153:12 154:5 | contacting 94:1 | 27:4 88:21 |
| 137:17 | committing 97:9 | conducted 23:5 | 100:6 | 94:5 95:13,13 |
| clue 21:7 61:18 | common 7:21 | 97:18 108:13 | contained 59:10 | 98:7,16 |
| 63:1 106:23 | 9:5 77:12,17 | 118:18 127:8 | 59:14,15 | coordinating |
| 143:7 | 79:15 80:9 | 154:22 156:22 | 120:12 123:20 | 70:20 |
| Coker 4:13 6:12 | 97:23 98:10 | conducting | 153:9 | coordination |
| 6:12 11:3 | 105:6 107:13 | 23:14 90:10 | contains 144:17 | 15:11,18 27:8 |
| collaboration | 107:18 148:20 | confused 77:23 | 144:20 | 130:22 |
| 112:19 | communicated | 142:9 | contents 177:17 | copies 9:7 |
| collected 24:1 | 93:5 131:19,22 | conjunction | continue 15:15 | copy 47:13,17 |
| 26:23 167:22 | communication | 37:3,20 | 16:5 156:4 | 85:17 103:12 |
| collecting 68:13 | 69:3 | connect 142:23 | 163:22 164:6 | 113:11 139:15 |
| 156:23 163:5 | communicatio... | connected 142:7 | continued 55:16 | 140:11 146:21 |
| college 12:16 | 89:19 111:2 | 171:16 | continuing | corner 52:12 |
| Collins 42:7 | company 88:18 | connection | 19:19 | corners 120:13 |
| 47:3,6 | 89:13 172:15 | 44:12 | contract 16:14 | corporate 86:21 |

367 VALLEY AVENUE

(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660

FREEDOM COURT REPORTING

Page 188

| | | | | |
|-------------------------|--------------------------|-------------------------|-------------------------|-------------------------|
| 87:13 88:6 | 29:1 30:18 | 99:19 100:11 | 61:4 162:19 | 34:10 38:23 |
| 89:1,13 150:5 | 31:2,17 32:13 | 100:15,20 | 166:17 182:18 | 39:20 52:10 |
| 169:1 172:15 | 32:16 33:6,7 | 107:15 | 182:20,20 | 104:11 114:1 |
| 172:16 | 34:16 35:9,9 | courthouse | criminal 6:2 | darkness 62:11 |
| correct 25:19,23 | 36:4,6,9,10,23 | 27:13 48:19 | 7:20 9:6 13:11 | 67:13 |
| 26:2,4 42:16 | 37:9,11 38:5,6 | 63:12 70:15 | 15:10 16:19 | Darryl 42:7 |
| 44:13 51:6 | 38:17 41:11 | 71:7 76:18 | 19:10 23:6,10 | date 5:3 48:11 |
| 53:7,11,18 | 42:14 43:9 | 77:2 178:10,15 | 23:12,13 32:15 | 50:4,5,17 52:8 |
| 55:22 61:21 | 44:12,16,16 | courtroom 8:11 | 33:9 35:4,12 | 54:23 55:13 |
| 64:7 70:5 | 45:8 48:10 | 23:21 143:3 | 35:21 36:1,4 | 86:18 91:6,14 |
| 77:15 101:11 | 49:4,9 59:2,4 | covered 177:19 | 36:12 41:10 | 91:19 113:18 |
| 101:15 102:19 | 60:5 66:18,18 | covers 31:13 | 44:23 127:19 | 113:23 118:4,5 |
| 105:7 120:4 | 90:8 92:13 | create 121:10 | crossing 59:21 | 118:6,7,12,13 |
| 126:20 134:22 | 93:2,8,11 94:4 | 154:17 | cruiser 65:16,21 | 118:16,20 |
| 149:17,22 | 102:17 104:1 | created 140:2 | 75:19 | 122:18 140:18 |
| 150:6,16 | 113:22 114:2 | creek 74:13,17 | current 12:22 | 143:6 145:2 |
| 151:19 152:4,7 | 128:15 129:7 | crime 14:17 19:8 | 23:6 55:11 | 172:21 173:12 |
| 152:8,12,13,20 | 130:16 172:7 | 23:15,18,20,23 | 114:4 119:8,9 | dated 88:6 |
| 153:17,20,23 | 173:19 178:7 | 24:4,5 27:15 | 119:9 | daughter 12:13 |
| 155:10,11 | 179:13 182:23 | 28:12 32:3,11 | currently 7:6 | daughters 12:12 |
| 159:1 160:3,14 | 183:4 | 36:22 38:10 | 12:5 15:9 17:2 | day 2:1 14:21 |
| 161:1,2 162:14 | couple 55:5 | 43:7,15 44:15 | 119:15 | 55:13 74:10 |
| 169:4 174:8 | 81:22 139:4,18 | 44:17,20 45:7 | custody 46:11 | 84:8 87:8 92:3 |
| 175:17,19,22 | 165:23 179:20 | 58:10,10 60:7 | 80:3,7,8 82:23 | 103:21 119:19 |
| 175:23 176:3,4 | courier 125:18 | 60:8,12 66:23 | 140:1,3 145:23 | 120:1,11 133:6 |
| 177:7,8 179:11 | 125:21 | 68:4,4,9,17,21 | 155:4 159:10 | 136:8 144:22 |
| 181:18 182:13 | course 7:19 9:15 | 73:4 77:14,18 | customary | daylight 72:22 |
| correctly 146:10 | 19:3 21:13 | 79:9,12,17 | 88:12 89:21 | 73:3,7,10 74:2 |
| counsel 1:19 | 29:14 72:2,14 | 81:1 93:12 | 111:18 | 74:6,7 |
| 2:11,13 5:6 | 86:9 131:3 | 97:9,9 99:7,7,8 | Customs 13:23 | days 55:5,8 89:6 |
| 8:13,18 178:20 | 160:19 163:9 | 101:6 123:21 | | 92:2 133:6 |
| counties 13:4 | courses 12:17 | 126:13,17 | D | DA's 8:4 15:3 |
| 14:4 16:20 | 19:2,12 | 127:1 129:17 | D 87:17,18 | 17:13 26:6 |
| 17:18 18:1 | court 1:1 2:7 5:1 | 130:15 147:19 | DA 32:20 36:18 | 30:17 33:22 |
| 38:16 43:20 | 5:18 7:7 8:8 | 152:16 155:2 | 36:19 37:23 | 37:2 41:13 |
| 47:23 148:10 | 9:16 10:10,17 | 157:20 158:19 | 38:20,22 39:4 | 43:14 45:3,6 |
| county 1:2 7:3,7 | 12:7 15:21 | 159:21 162:12 | 39:19 40:19 | 60:4 66:18 |
| 8:1 9:17 13:4 | 22:15 30:3 | 164:18,20 | 63:13 135:10 | 76:13 90:7 |
| 14:2 15:5,7 | 78:14 116:10 | 168:7 182:12 | 136:16 160:20 | 172:6 |
| 16:16,17,22,23 | 130:23 136:15 | 182:14,15 | dangerous 67:11 | dealing 61:4 |
| 17:10,12,17,19 | 141:23 142:6 | crimes 14:18 | 158:15,22 | dealt 172:2 |
| 17:21 18:20 | 146:6 157:2 | 15:13,23 16:5 | Danny 1:12,19 | Dean 88:18 |
| 19:21 21:1 | courtesy 95:8 | 43:18 44:2,4 | 5:10,14 6:14 | Dearborn 4:6 |
| 26:16 27:9 | 98:11,21 99:1 | 45:2,13,20 | 32:2 33:14 | death 7:4 21:17 |

367 VALLEY AVENUE

(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660

FREEDOM COURT REPORTING

Page 189

| | | | | |
|-------------------------|------------------------|-------------------------|-------------------------|-------------------------|
| 21:22 28:19 | delayed 92:1 | 26:10 42:23 | 169:11 170:5 | dispatcher |
| DeBerry 67:3 | delivery 48:19 | 50:8 117:5 | directly 36:19 | 179:1 |
| 70:21 140:18 | denied 117:12 | 119:3,14 | 97:9 | dissipated 46:11 |
| 146:11 | department | 146:11 | director 13:13 | distance 170:9 |
| DeBerry's 147:7 | 26:16 27:9,10 | describing 73:23 | 14:8 15:16 | 175:13 181:3 |
| decide 24:6 | 28:1,14 29:1 | description | disbanded 44:10 | distribute |
| 38:22 | 30:19 31:2,10 | 97:13 125:15 | discovered | 103:14 113:13 |
| decided 32:1 | 37:1 38:17 | 125:22 126:5 | 74:16 138:17 | district 6:15 |
| 100:6 | 51:12 56:9 | 137:18 | 162:5,9 | 13:1,2 14:11 |
| decides 31:21 | 60:6 76:23 | detail 19:6 | discovery 131:1 | 16:8 17:5 25:4 |
| 160:21,22 | 77:1 82:19,21 | detectors 74:11 | 136:1,3 | 31:20 33:3 |
| deciding 29:9 | 84:4,18,20 | determination | discrepancy | 34:9 36:13 |
| decision 25:1 | 85:23 87:21 | 39:19 61:1 | 146:19 | 42:18 45:15 |
| 31:15 32:13 | 90:8 91:11 | 123:16 124:10 | discuss 135:2,13 | 46:6,20 47:1 |
| 33:13,13 34:18 | 92:14,22 93:11 | 125:5 127:18 | 135:20 168:13 | 111:3 112:20 |
| 35:19 39:4 | 93:15,22,23 | 129:17,18 | 168:17 | 114:1 129:22 |
| 60:12,15 61:3 | 96:13 102:16 | determine 53:12 | discussed 10:2 | 130:3,6,8,11 |
| 62:5,7 89:11 | 102:18 104:2 | determined | 52:22 105:21 | 130:12 135:1 |
| 89:22 101:10 | 113:23 133:13 | 37:15 39:13 | 108:7 112:3 | 136:20 |
| 105:4,15 106:1 | 147:14,16 | 168:14 | 120:19 130:21 | document 48:3 |
| 107:9 110:23 | 148:1 162:13 | determining | 131:4 133:23 | 48:4,15 50:13 |
| 112:11,11,14 | 172:7 176:18 | 35:2 55:17 | 135:4 167:21 | 50:15 51:14,15 |
| 112:15 127:12 | 182:23 183:4 | DeWayne 90:21 | 168:10 | 51:16 53:15 |
| 127:21 128:5 | depends 24:10 | 91:4 103:20 | discussing 73:21 | 54:15 85:21 |
| 129:11,21,23 | 113:1 154:8,10 | 113:20 118:17 | 104:3 116:14 | 86:2,2,4,17 |
| 130:4,6,9,10 | DEPONENT | 148:3,11,18,22 | 134:14 | 104:6 107:6 |
| decisions 29:5,6 | 183:14 | 149:7 161:16 | discussion 46:19 | 113:19 120:1,4 |
| 29:13 | deposed 7:10 | 164:17 | 110:3 123:14 | 120:9,13 |
| Defendant 1:9 | 10:11 | died 18:10 | 131:6 167:21 | 122:14,15 |
| 4:11 | deposition 1:11 | difference 43:12 | discussions | 140:2,5 143:1 |
| defendants | 1:19 2:4,5,16 | 43:16 144:13 | 114:16 116:7 | 144:6,7 |
| 24:22 | 2:19 5:23 6:23 | 154:23 | 116:18 119:14 | documented |
| Defendant's | 7:8 183:11 | different 27:20 | 134:7 | 89:17 120:8 |
| 3:22,23 | depositions 2:8 | 27:21 44:10 | dispatch 3:12 | documenting |
| define 97:7 | 7:20 9:6 | 74:21 90:18 | 48:8,9 50:16 | 155:4 163:6 |
| Dekalb 13:4 | deputies 67:4 | 108:4 134:11 | 50:23 53:5,11 | documents 48:3 |
| 15:6 16:16,22 | 183:1 | 154:12,13,15 | 55:19,21 56:9 | 88:9 139:18,20 |
| 17:16,20 21:1 | deputy 70:22 | 154:16 155:1 | 57:6,7 77:1 | 143:5 144:15 |
| 27:17 32:12 | 133:16 | 179:13 | 174:11 178:12 | dog 59:11,12 |
| 33:7 34:16 | describe 6:21 | differently | 178:23 179:21 | 63:21 64:2,3,4 |
| 35:9 36:10,23 | 19:5 43:12 | 158:9 | 180:7 181:9,14 | 64:7 66:3 67:5 |
| 37:9,11 43:8 | 62:16 76:22 | direct 36:17 | 181:17 | 67:14,16 69:8 |
| 45:1 | 122:21,22 | 37:23 | dispatched | 69:14 |
| delay 182:8 | described 25:3 | direction 69:20 | 50:22 | dogs 66:3,13 |

367 VALLEY AVENUE

(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660

FREEDOM COURT REPORTING

Page 190

| | | | | |
|-------------------------|-------------------------|-------------------------|-------------------------|-------------------------|
| 67:8 | E | encountered | 3:17,19 23:17 | 56:15 85:15,20 |
| Dogtown 59:6 | E 1:12,19 5:10 | 169:9,10,23 | 24:1 26:19,22 | 103:10,15 |
| doing 15:13,22 | 5:14 | ended 71:18,22 | 26:23 29:12,13 | 113:9,14 118:2 |
| 16:18 43:4 | earlier 42:23 | ends 27:2 | 68:13,13 84:1 | 118:15,19 |
| 106:4 122:2,23 | 44:11 46:1 | enforcement | 89:17 124:13 | 119:3 121:11 |
| 142:19,19 | 56:3 58:6 | 27:17 76:21 | 127:14,22 | 140:5,13,13 |
| 144:3 156:15 | 75:17 106:4 | 78:21 81:14 | 130:1 138:16 | 141:4,6,10,11 |
| 161:10 164:15 | 138:1 | 98:8,9,17 | 140:4 142:8 | 141:11 143:3 |
| 166:12,15 | earliest 84:10 | 99:17,23 100:5 | 143:1,23 152:2 | 144:6,23 |
| 176:8 | early 22:14 | 100:9 133:4 | 152:11,23 | 145:14,20 |
| door 68:15 | Econoline 87:11 | 150:3 155:10 | 153:7 155:1 | 146:8,13 173:3 |
| 87:11 124:1 | education 19:19 | 156:11 158:18 | 157:1 160:13 | 173:10 174:11 |
| 125:19 | educational | 159:12 162:8 | 160:15,21 | 177:20 179:22 |
| double 16:4 | 12:14 | 164:1 179:9 | 162:3 163:5,12 | exhibits 3:10,11 |
| drafted 104:5 | effect 2:5 112:7 | enforcements | 165:2 167:22 | 3:22,23 47:11 |
| 118:3 | effort 124:16 | 175:21 | 168:4,5,18 | 47:17 139:13 |
| drive 70:15 | efforts 63:6 | entailed 26:11 | evidentiary | exigent 159:2 |
| 174:5 175:4,13 | eight 149:20 | enter 83:7,15 | 123:19 | exist 22:18 44:8 |
| driver 53:8,9 | either 30:12 | entered 69:21 | exact 52:8 54:23 | 121:16,19 |
| 59:8 89:7 | 37:22 38:17 | 121:11 | 57:20,22 91:14 | exit 59:9 |
| 102:1 124:1 | 60:4 74:17 | entire 13:9 | 91:19 134:6 | exited 123:22 |
| 125:19 150:22 | 90:7 93:15,21 | 43:10 63:8 | 145:2 180:18 | 125:1,16 |
| 151:6,8 152:6 | 93:22 97:9 | entries 143:17 | exactly 26:9,11 | expected 71:9 |
| 152:10 | 100:16,17 | equal 160:4 | 57:20 111:7 | expedition 153:3 |
| drivers 175:18 | 108:23 109:7 | escape 59:9 | 126:23 180:14 | experience |
| driving 40:1 | 111:10 112:22 | escaping 59:22 | examination 3:3 | 25:10 28:10 |
| 125:20 170:8 | 112:23 114:22 | especially 88:5 | 5:11 6:19 | 61:4,6 66:12 |
| drop 129:12,18 | 115:19 116:6 | 166:12 | 88:22 89:15 | 68:3 71:11 |
| 160:23 | 116:13 122:1 | establish 160:16 | 122:5 124:8 | 77:11 82:1 |
| dropped 129:20 | 136:16 147:14 | 167:23 168:18 | 149:13 165:22 | 86:6 96:16 |
| drove 124:2 | 151:17 152:21 | establishing | 173:17 179:19 | 97:23 107:14 |
| 150:12,14 | 172:6 182:8 | 168:22 | examined 5:16 | 124:11 129:15 |
| 169:2 | elements 23:15 | estimate 7:17 | 89:16 | 156:18 157:6 |
| drug 21:19 44:6 | 23:18,22 | 20:10,18 22:4 | example 24:3 | 157:13 159:11 |
| 71:1 | employed 15:2 | evening 64:14 | 29:10 39:23 | 170:23 |
| duly 5:15 | 18:14 | 65:14 71:16 | 45:15 69:8 | experienced |
| duties 13:8 15:8 | employment | 73:3 82:13 | 80:23 | 16:2 69:5 |
| 15:15 26:10 | 14:15 15:1 | 83:8 169:9 | excuse 23:11 | experiences |
| 43:5,13,19 | EMS 82:17 | events 152:6 | 116:12 | 153:13,16 |
| 71:14 132:23 | 83:12 | 181:13 182:8 | exhibit 3:12,13 | explain 48:2 |
| duty 16:4 | en 75:6 | eventual 89:10 | 3:14,15,16,17 | 93:14 111:19 |
| dying 61:8 | encircle 60:22 | eventually | 3:19 47:20,21 | explanation |
| D.A 29:5 | encompassed | 126:16,17 | 48:1 53:14 | 117:4 |
| | 14:14 145:6 | evidence 2:16 | 54:5,16 56:1 | Express 86:21 |

367 VALLEY AVENUE

(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660

FREEDOM COURT REPORTING

Page 191

| | | | | |
|---|--|---|--|--|
| 87:14 89:1,13 150:5,7,10,18 150:20,23 169:2 172:15 172:16 extend 107:14 107:18 extends 99:1 extension 55:9 extent 101:4,20 122:22 exterior 123:11 eyewitness 147:18 166:10 166:16 168:22 169:3 176:9 182:12 eyewitnesses 126:6 170:15 175:22 176:2 176:11 182:18 | 181:11,22 faith 149:4 familiar 10:14 100:14 173:18 173:21 174:1,2 174:5 family 18:18 24:20 148:13 far 24:16 25:11 27:2 30:6,7 31:6 62:9,12 64:10 78:9,20 109:18 119:17 120:16 122:5 122:17 130:19 131:17 134:12 136:13,18 138:16,16 142:1 143:5 155:2,6 156:23 163:10 164:7 169:18 177:17 fatality 40:21 FBI 12:17 20:6 fed 149:2 federal 13:19 22:15 23:9,12 feel 95:5,5 97:12 105:15 106:9 106:15 112:1 156:12 feelings 159:20 160:4,8 felony 40:11 167:8 felt 95:3 106:14 110:10,13 124:8 127:18 fewer 17:8 field 141:18 142:15 file 29:23 30:1 136:3 165:8,14 165:15 | filed 9:15 136:2 files 29:22 165:10,12 filing 2:19 filled 86:7,10 final 52:4,4 finalized 142:5 finalizing 141:23 Fine 52:23 finger 30:9 finish 11:11 163:4,11 finished 88:11 89:11 90:3,14 149:9 firearm 163:8 168:6 fired 27:16 40:6 78:11 79:4 firing 125:19 first 5:15 14:22 26:14 46:2 47:18 48:3,5 48:17,17 50:10 52:14 53:14,23 54:4 56:1 70:22 77:13,19 90:20 91:1,17 91:21 92:4 102:13 104:9 113:18 114:23 118:1,3 119:1 119:5 120:6 122:9,11 141:17 142:13 146:9 165:18 177:22 179:22 180:16 fishing 153:2 five 7:19 16:12 16:12 32:5 174:23 175:1,5 178:2 | five-minute 138:22 flashlight 65:6 flashlights 62:20 73:9 fled 31:4 Florida 20:3 flushed 59:13 folks 40:2 follow 55:16 156:23 164:9 followed 46:3 154:18 following 5:12 73:20 89:6 follows 5:16 follow-up 28:9 38:11 166:1 force 2:5 13:12 13:14,19 14:3 14:8,16,20 15:16,17 16:2 27:19 42:22 44:8 47:23 Ford 87:10,10 87:11 foregoing 5:5 forensic 31:8,11 83:23 84:4,20 85:1,9 89:14 90:1,2,3 122:5 123:17 124:7 140:22 152:11 152:22 162:13 171:23 forensically 152:2,14 forensics 88:22 form 2:12 26:3 29:20 32:8 33:17 39:16 41:16,19 42:3 42:15 44:9,21 46:15 47:8 | 48:22 49:5 53:20 56:17 61:22 69:16 70:6 79:20 80:4,21 86:8 87:3,4,7 88:1 90:9,17 95:17 96:20 100:2 101:8,16 115:6 119:4,11 126:19 154:19 175:7 181:21 182:2,3,6,9 formal 22:18 33:13 34:18 153:11 formally 94:9 format 122:16 formed 13:12 Fort 42:8 91:10 92:22 93:3,15 93:21 94:13,22 147:14,15,22 148:1,8,14,23 forth 30:16 131:18 fortunate 157:11 forward 130:17 found 73:5 75:3 75:5,9 91:22 99:8 100:4,8 146:23 162:6 175:6 four 7:19,22 16:12 32:4 104:10,14 120:13 178:10 fourth 86:17 framed 165:4 Freeman 86:20 frequencies 55:20 56:8 frequency 49:7 |
|---|--|---|--|--|

F

face 120:1
facilitate 100:16
facilitated 95:20
fact 9:3 14:4,21
21:23 23:19
26:12 53:9
54:10 96:11
100:13 102:2
111:20 115:7
129:4 133:9
147:18 154:3
154:14,14
157:17 158:7
160:1
failed 109:23
fair 121:23
126:13
fairly 143:21
Fairview 178:6
178:9,14
180:16,23

367 VALLEY AVENUE

(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660

FREEDOM COURT REPORTING

Page 192

| | | | | |
|---|---|---|--|--|
| 49:10,11 51:1 51:2,7 58:3 75:12,13 179:14 friend 133:3 friends 106:18 106:22 front 134:1 full 2:6 16:14 fully 119:13 further 2:2,9,18 49:13 165:20 179:16 183:9 183:14 | 151:13 158:11 158:15 165:4 167:17 174:3,7 Gavin's 6:22 117:18 134:21 geared 19:10 general 4:14,15 17:1 61:10 79:12 102:12 112:7 121:8 137:18 164:6 182:21 generally 85:22 102:11 121:14 129:15 176:7 general's 6:10 6:13 8:16 Georgia 20:7 getting 131:2 142:5 give 6:21 11:14 40:1 54:4,15 80:23 85:19 103:15 112:8 113:14 128:4 136:4 178:13 given 10:16 34:1 49:3 54:13 86:21 137:18 170:6 175:9 178:3 gives 174:21 go 10:8 11:6 15:20 23:22 38:2,10 39:17 41:1 50:23 63:19 64:8,13 65:13,23 69:10 69:12 71:6 75:12 88:10 94:19 95:10 98:1,3,22 100:7,17,20 101:1,10 106:7 | 130:17 131:2 136:14 142:6 159:12 167:10 going 24:3 25:13 31:21 32:2,6 32:14 33:14,20 33:21 34:10,14 38:22 45:14 46:20 47:16 49:21 51:5 54:2 58:9 63:6 63:22 64:20 66:22 67:7 75:20,21 89:9 92:1,10,14 98:1,3 99:10 99:20 100:22 103:14 105:17 106:12 108:7 111:12 112:12 129:12 130:16 135:6,8 136:13 136:18,21 154:22 166:9 169:11,17 175:10 181:7 181:14 182:5 good 5:21,22 63:15 73:12 95:4 Gornati 86:20 gotten 64:2 125:10 171:9 grand 27:3 111:19,21 112:1,6 126:22 127:4,16,17,22 128:3 grew 148:7 ground 162:2 grounds 2:14 grow 18:20 guess 14:3 16:14 18:8 20:14 | 23:7 32:20 39:12,23 41:3 44:6 69:2 76:20 89:19 100:3 124:9 130:2 133:11 178:11 guide 22:20 24:9 guidelines 23:5 23:21 29:2 154:17,21 guides 154:2 guiding 34:23 gun 65:6 71:18 74:6 117:5,10 137:22 138:3,7 138:9 161:21 161:23 162:1,9 170:21,22 175:4 guy 170:21,22 guys 55:7 G-O-R-N-A-T-I 86:20 | 141:7,16 142:3 142:4,10,12,20 145:20 146:8 146:12 hand-to-hand 166:13 happen 112:22 112:23 156:17 166:18 180:8 happened 40:20 43:10 54:10,20 54:22 72:17 81:20 89:5 93:1 102:6,10 108:2,9 122:8 128:6 162:4 180:9 happens 11:20 41:7 152:16 182:13 hat 147:7 hazards 157:9 164:15 head 10:18,18 85:6 headed 48:20 63:16 heading 47:22 hear 10:17 heard 90:20 147:17 148:5 148:10 164:1 height 137:17 held 128:12,21 128:23 129:6,7 help 22:20 36:15 36:15 38:21 48:2 53:13 135:14 149:23 hereto 47:14 85:17 103:12 113:11 139:16 hey 32:1 69:11 High 12:16 |
| G G 1:20 5:1 Gale 1:22 5:7 gangs 132:15 Gap 169:14 gas 65:15,20 66:1,19 75:18 75:21 77:7 158:11 162:21 163:1,3 gather 7:9 23:16 gathering 150:2 Gavin 1:5 6:8 7:2 8:17 25:15 25:21 26:7,12 33:15 39:7 46:10,18 58:7 58:13 62:4,6 63:9 64:4,9,17 65:15,20 66:20 67:15 75:2,18 77:5,14 81:15 81:17 82:1,6 115:3,11 117:1 117:2,7,10,17 117:20 125:2,9 126:2 127:2 128:9 137:2,5 137:6 151:8,11 | | | H H 87:17,18 half 169:15 178:10 181:4 halfway 76:1 hand 100:23 handed 126:21 handled 88:19 handler 64:7 handlers 64:2 66:3 67:5,14 67:16 69:8,15 handling 8:16 handwriting 141:15 handwritten 3:18 56:19,22 57:2,5,7 140:11,14,15 | |

367 VALLEY AVENUE

(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660

FREEDOM COURT REPORTING

Page 193

| | | | | |
|---|--|--|--|--|
| highway 58:11 59:2 75:7 143:19 146:15 169:15 180:16 180:23,23 181:11,22 hired 18:9,15 hold 15:9 holding 129:16 home 117:11 homicide 19:7 20:11,23 21:22 21:23 24:12,16 25:6 28:20 30:19 31:7,16 32:12 35:17 36:15 37:8 38:2,15,21 41:15,18 45:16 68:4 129:17 183:5 homicides 19:8 honestly 148:12 hour 74:10 hours 72:17,20 72:22 73:3,7 73:10 74:2,6,7 81:22 133:6 house 15:4 Huh-uh 116:9 hypothetically 80:16 81:12 129:2 | 139:14 identified 91:22 124:23 125:2 125:17 148:17 158:11 identify 26:21 81:6 82:6 137:3,15 159:3 identifying 125:9 ignition 87:10 III 87:18 Illinois 4:7 92:14 133:16 immediate 46:12 immediately 65:23 96:23 180:20 impact 156:21 158:7 impossible 154:20 impounded 86:15 incident 72:17 90:19 91:18,21 120:8 include 21:19 included 85:3 including 137:2 137:5,6 independent 114:9 115:16 120:16 independently 120:18 INDEX 3:1 indicate 52:16 104:14 153:5 177:16 indicated 177:22 indicates 90:17 172:20 173:10 | 178:5 indicted 111:22 112:5 126:17 128:8,9 indictment 126:21 127:4 127:13,20 129:5 individual 17:16 41:14,17 57:6 66:21 81:13 93:10 125:10 167:14 169:1 individuals 32:4 51:2 65:8 104:21,22 137:7 individual's 42:5 information 7:9 11:18 24:21 30:11 86:22 92:4 93:6 94:3 95:10 96:22 101:4,17,20 102:3,8,12 120:15 125:21 144:18 149:1,2 150:2 151:20 152:21 158:14 162:7 170:2,11 initial 62:18 74:12 177:21 initially 27:11 128:23 129:6 137:16 injured 164:16 inside 123:13 instance 22:22 69:7 instructed 32:19 138:9 Insurance 18:17 insure 82:10 | 158:21 intended 49:12 interest 116:19 interior 123:4,8 interrupted 51:4 intersects 59:3 interview 24:4,8 24:14,15,20 29:10 30:5 81:7 91:4 94:7 95:6,19,21 96:9 97:16,18 98:3,7 99:11 100:7 102:21 103:2,20,23 104:1,10 105:10,12,18 106:4 107:8,17 107:20 108:10 108:14,17 109:1,1 110:3 110:5,7 112:9 113:4,20 118:7 118:17 119:2 121:9,11,12,13 121:18,20 122:17 131:9 139:10 154:2,5 154:8 159:12 159:19,20 160:2,17 interviewed 24:23 79:10 96:7 98:12 105:7 107:11 114:6 126:10 167:19 interviewer 113:18,23 interviewing 106:5 157:1 interviews 25:2 30:4,12 98:19 115:2 117:22 | 144:19 intimidated 105:15 intimidation 24:15 introduce 47:16 143:3 introduced 47:20 introduction 122:17 inventoried 86:12,14 inventory 171:15 172:8 investigate 32:14 33:15 34:10 35:22 44:17 69:4 155:12 156:4 163:22 166:2 investigated 162:18,21 investigating 23:16 24:22 44:20 78:8 98:14 investigation 13:20,23 15:10 15:12 19:7,8,9 21:4 23:14 24:16 25:6 26:7,12,14,15 27:6 28:1,9,15 28:19 29:3,4,9 29:15 30:1,19 31:1,7 32:19 33:21 36:16,21 37:11,17 38:4 38:11 41:8,18 45:7 47:7 52:3 68:6 79:9 82:14 86:10 89:3 90:11 |
| I ID 49:16 51:11 51:12 idea 19:14,17 47:2 62:2 109:15 180:12 identification 47:12 85:16 103:11 113:10 126:1 137:4 | | | | |

367 VALLEY AVENUE

(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660

FREEDOM COURT REPORTING

Page 194

| | | | | |
|--|---|--|--|---|
| 93:12 94:10,17 96:4 99:3 101:18 106:11 111:11,16 112:2,3 122:2 122:23 123:21 127:14,15 128:1 130:14 134:13 137:10 144:4,16 154:22 156:21 158:8 164:10 171:8 183:5 investigations 13:11 17:1 19:11 20:12 21:17 22:20 23:3,4 28:17 28:18 31:17 37:6 41:15 45:1,17 61:5 153:12,15 160:19 166:13 investigative 36:11 investigator 6:15 8:4 12:23 14:11 15:9 16:7,18,20,22 16:23 17:11,20 18:1,4,7,9,11 18:12 25:19 26:5,6,13,17 26:18 28:7 29:4 31:22,23 32:3,7,16 33:16 34:14,15 35:19 36:1,5 36:12 37:16 38:23 39:14,21 43:14 46:21 52:20 77:12 87:20 88:19 91:9 103:3 | 112:16 114:1,3 130:13 164:7,9 164:11 172:1 investigators 16:1,3,13 17:2 17:5 27:5 32:6 32:23 33:2,4 33:10 35:4,12 35:21 37:10 39:3 41:5,11 42:13,14,17 investigatory 171:20 involved 20:11 28:1,15 34:21 40:2,4 45:4 79:8 93:11 94:10,17 96:3 99:2 101:14 102:2 106:11 134:2,4 135:17 involvement 97:15 101:5 120:14 involving 116:8 in-person 137:11 irregardless 36:18 issued 117:9 items 87:14 117:4 171:16 171:17,18 172:8,9,17,22 173:4,11,11 177:10 <hr/> J Jacksonville 31:14 jail 76:10,12,18 76:22 128:14 128:15,21 151:17 | January 6:4 Jasper 4:12 6:9 Jimmy 67:3 70:21,23 71:1 71:6 140:18 146:11,22 147:1 job 10:21 12:19 31:23 36:12 38:3,9 43:17 71:9,13 117:10 130:22 156:15 157:8,15 164:15 join 106:2 joint 26:15 Jr 4:12 jroberts@ago.... 4:20 Judge 6:3 7:7 Judicial 6:16 13:16 14:12 22:19 30:17 33:5 35:18,20 41:12 47:22 jumped 40:6 77:10 79:4 124:1 Junior 87:17 jurisdiction 30:20 36:8 38:5,8 98:22 99:2,21 100:12 107:16,17 jurisdictions 60:1 jury 27:3 111:19 111:21 112:1,6 126:22 127:4 127:16,17,22 128:3 <hr/> K keep 29:22 | 163:1 Keith 1:5 6:8,22 7:2 125:2 151:8 165:4 key 87:10,11 keys 87:10 172:20 177:18 killed 89:8 kind 24:10 156:20 knew 71:8 95:8 97:15 101:4,4 101:17,23 106:14 107:1 117:17 135:11 148:11,12 know 7:1 10:23 11:10,20 20:23 20:23 21:5 22:6 26:9 30:8 31:23 32:10 34:17 43:22 46:1,7,12 48:13 49:9 51:9 52:2,3,8 54:7,8,14,14 55:1,3,12,13 56:14,21 57:16 57:19,20,21 58:2 61:16 62:22 63:2,7 63:19 66:12,16 69:1,9 70:12 71:10 72:1,6 72:11,12,13 75:19,20 80:15 81:22 83:2,18 83:22,22 84:3 84:5,7,19 87:19 89:10 90:5 92:2,8 93:14,23 94:23 96:2,13 97:14 98:2 99:9,13 | 99:16,18,20,22 101:13 102:10 103:4 104:5 105:1,15 107:1 109:18 112:4 115:23 116:2 117:11,20 119:6 120:23 121:5 122:13 122:21 123:10 127:8,12 129:2 129:11 131:23 132:15 133:12 133:14,21 134:11 135:7 137:14 139:6 146:18 147:9 148:3,13,15,16 148:20 161:10 161:13,16,19 162:10 164:17 169:7,21 170:1 170:10,13,19 171:3,5,6,7,12 173:9 177:2,6 179:1,10 180:9 182:7 knowledge 69:19 106:12 120:7,15 125:12 164:21 known 183:3 <hr/> L lab 140:21 144:20 lack 76:21 large 81:5 larger 61:20 Larry 30:6 53:1 67:2 96:5 104:7,11 105:1 114:2 138:13 140:19 141:1 |
|--|---|--|--|---|

FREEDOM COURT REPORTING

Page 195

| | | | | |
|--|---|--|--|---|
| 143:19 146:16 146:21,22 147:9,11,21 Las 20:4 law 1:21 5:6 23:7 27:17 76:20 78:21 81:14 98:8,9 98:16 99:17,23 100:5,8 133:4 150:2 155:9 156:11 158:17 159:11 162:8 164:1 175:20 179:9 laws 2:7 laying 61:7 lead 13:22 26:5 33:21 36:11 37:11,16 68:7 80:17 100:23 152:20 183:5 leading 2:12 leap 149:4 learned 101:20 110:5 learning 157:12 leave 27:1 175:2 leaving 66:1 70:14 111:10 Leesburg 48:20 75:23 76:1 169:16 left 63:21 64:8 64:11 70:13,14 96:15 97:18 111:13 126:9 172:4 178:12 left-hand 53:1 legal 19:19 length 70:14 letting 99:19 let's 12:4 24:12 69:6 | liaison 106:13 Liberty 18:16 life 18:22 173:19 limit 24:13 105:11,18 limiting 105:23 limits 27:12 28:13 line 86:17 116:22 lineup 137:2,6,7 137:9,11,20 list 49:13 listed 10:2 87:12 87:13 181:3 listening 49:6 little 19:5 59:6 live 148:23 lived 18:22 99:9 148:23 173:18 lives 148:18 LLP 4:5 6:7 local 38:16 locate 26:20 62:21 68:1 74:16 124:17 located 15:6 31:11,14 75:18 76:12,13,18 77:2 138:9 147:2 location 113:18 113:22 119:8 122:18 169:10 locked 171:22 locker 140:21,23 lodging 136:11 log 3:12 50:15 54:13 55:23 56:14,19,22,23 57:5,11,12 58:2,2 178:4 178:20,22,23 179:22 180:2 | logistics 95:18 logo 87:14 logs 56:15 57:2 long 13:5 61:13 62:22 65:10 108:10 129:1 longer 62:6,8 72:3 look 23:15 29:12 74:6 80:6 81:8 103:16 104:8 113:14 123:4 looked 67:9 74:7 115:13,17 122:4,6 123:2 looking 34:2 50:13,17 51:14 53:14 64:22 65:6 66:10 74:11,15 86:16 118:1 122:15 138:7,8 lookout 48:21 49:2 looks 160:20 loose 27:2 158:22 171:18 172:9,17,18 lot 14:4 21:16 28:17,17 36:16 36:17 37:3 38:9 69:2 100:20 155:8 155:14 166:3,5 166:10,11 Lyon 3:4,6,8 4:4 5:19,21,23 6:6 6:19 29:21 42:15 44:22 61:23 73:12,18 78:16 79:21 87:5 104:20 116:13 138:21 139:4 149:9 | 154:19 165:22 173:15 175:7 179:19 183:7 <hr/> M <hr/> main 43:15 maintain 68:15 82:23 maintaining 62:12 68:7 major 14:17,18 15:13,23 16:5 36:22 43:7,18 44:2,4 majority 108:16 making 105:4 107:9 110:22 124:16 142:22 man 61:7,8 125:1 manual 24:2,2 153:21 manually 155:6 manuals 22:21 34:23 153:11 March 20:15 48:11 50:3 52:6 86:18 87:8,15 90:19 103:21 118:6 119:2,18,18,20 119:21 140:16 144:22 146:10 146:14 173:12 marital 12:8 mark 143:2 marked 47:12 85:16 103:11 113:10 139:14 marking 85:19 married 12:9 material 88:6 Matt 6:6 matter 25:14 | 30:9 69:6 Matthew 4:4 Maynard 1:21 5:7 ma'am 5:19 mean 9:19 13:16 60:4 72:20 78:5 80:8 86:14 93:10 131:15 133:14 135:21 148:15 167:10 meaning 40:8 52:19 60:9 93:17 117:1,2 119:9 147:22 means 100:5 Meeks 3:15,16 90:21 91:1,4 92:10,23 93:6 93:17 94:2,3,6 94:21,22 95:2 95:5,22 96:7 96:17,21 97:12 98:5 100:4,11 101:5,23 102:14,21 103:4,20 105:1 105:16 106:8 106:15,17,21 108:1,4 109:2 109:10 110:4,7 110:8 111:4,10 111:13 112:4 113:4,20 115:1 115:3,5,10,14 115:21 116:8 117:3,6,9,12 117:14 118:9 118:17 119:1,7 119:15 120:2 120:19 121:12 122:3 123:1,17 124:17 125:2,6 |
|--|---|--|--|---|

FREEDOM COURT REPORTING

Page 196

| | | | | |
|-----------------|------------------|----------------------|------------------|------------------|
| 125:17 126:10 | messages 50:23 | mountain 49:22 | 166:13 | nine 14:22,22 |
| 126:16 127:6 | met 34:3 49:20 | 76:2,4 169:16 | National 12:17 | 149:20 174:20 |
| 127:13,23 | 97:13 135:4 | 169:17 175:11 | 18:17 | Ninth 6:16 13:3 |
| 128:8,11 | 170:7 175:10 | move 138:9 | natural 21:18 | 13:16 14:12 |
| 129:13 130:7 | 177:23 178:4 | moving 40:5,8 | nature 126:4 | 22:19 30:17 |
| 130:10,17 | Metal 74:11 | mrlyon@sidle... | 131:6 | 33:4 35:18,20 |
| 131:9 132:12 | methods 25:2 | 4:9 | necessarily | 41:12 47:22 |
| 132:17 133:3 | metropolitan | multiagency | 28:16 136:9 | nod 10:18 |
| 133:10 134:8,9 | 41:5 | 13:14 14:1 | necessary 2:10 | nonverbal 69:2 |
| 134:19 139:10 | middle 11:10 | multijurisdiction... | 26:20 100:8 | 71:8 89:19 |
| 144:19 147:17 | miles 169:15,20 | 13:14,15,18 | 123:16 124:9 | normally 34:7 |
| 147:18 148:3 | 178:10,11,15 | 14:3 | need 10:15 11:8 | 38:2 129:3 |
| 148:10,11,13 | 178:16 | multiple 60:1 | 11:9 18:2 | 142:21 163:1 |
| 148:18,22 | mind 51:8 | 162:8 | 29:10,11,12 | 164:8 |
| 149:7 159:19 | 161:17 | municipal 38:8 | 60:20 68:19,20 | north 1:23 5:9 |
| 160:17 161:17 | mind-set 78:9 | municipalities | 89:16 97:20 | 30:21 |
| 164:17 167:19 | minute 178:11 | 36:22 38:7 | 101:1 110:13 | notebook 30:2 |
| 168:1,2,5,14 | 178:13,17 | municipality | 125:6 135:13 | 135:23 |
| 168:23 | 180:18 181:1,4 | 37:1 38:18 | 136:7 153:21 | notes 57:7 |
| meet 76:7 96:12 | 181:5 | murder 7:3,3 | needed 27:2 | notice 2:19 |
| 102:14 135:1 | minutes 70:16 | 20:16 22:2,5 | 60:13 61:2 | 178:5 |
| 175:4 | 174:22 175:1,5 | 22:14 25:22 | 62:8 88:10 | notified 93:2 |
| meeting 76:4 | 178:3 | 26:2 36:7 43:8 | 91:23 110:4 | 138:11 162:5 |
| 116:4 | mischaracteri... | 77:20 78:2,3 | 146:5 159:7,8 | notify 98:22 |
| member 176:18 | 105:8 | 110:9 126:18 | needs 30:8 61:11 | notifying 107:15 |
| members 24:20 | misdemeanor | 128:22 129:3 | neither 70:17 | number 1:4 3:3 |
| 27:19 | 167:9 | 149:21 167:15 | Nevada 20:4 | 3:10 17:4 |
| memorialized | missing 172:11 | murders 14:17 | never 34:19 51:8 | 24:13 47:19 |
| 25:3 85:10 | Mississippi 20:8 | | 66:15,15 67:9 | 48:5,14 49:14 |
| memory 11:17 | mistaken 67:1 | N | 98:4 124:2 | 49:15,16 50:21 |
| 149:19 | misunderstan... | name 6:5,6,9 | 151:21 157:15 | 51:9,15 59:5 |
| mental 78:19 | 35:16 | 42:6 47:3 | 164:13,15 | 87:12,13 |
| mention 108:23 | mobile 40:5 | 86:19 87:16 | 168:2 172:3 | 105:11,19,23 |
| 172:21 | model 49:20,21 | 90:20 148:5,11 | new 49:20 | 146:9 159:23 |
| mentioned 19:1 | monitoring | 148:13,13,20 | 165:17 | 161:3 163:14 |
| 32:4 94:12 | 49:11 | 149:7 161:5 | newer 49:20 | 176:13 |
| 105:5 110:20 | Montgomery | names 30:10 | night 41:20 | numbers 21:20 |
| mentioning | 4:18 165:11 | 104:10 | 57:21 62:17,18 | numerous 19:17 |
| 110:18 | months 14:22,23 | narcotics 13:12 | 69:23 70:10 | 19:18 167:7 |
| merely 144:21 | 20:5 111:7 | 14:19 15:17 | 71:19 73:9 | |
| message 47:19 | morning 5:21,22 | 16:1,6 17:3 | 74:2,12 75:2 | O |
| 48:6 49:2,11 | 72:9 | 19:9 35:15 | 79:11,13 83:20 | oath 8:9 |
| 53:16 56:5 | motion 9:15,19 | 42:10,22 44:5 | 84:8,9 89:5 | Object 26:3 |
| 57:14 181:14 | motions 136:2 | 47:22 49:17 | 137:13 144:17 | 29:20 32:8 |

367 VALLEY AVENUE

(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660

FREEDOM COURT REPORTING

Page 197

| | | | | |
|------------------------|-------------------------|--------------------------|--------------------------|-------------------------|
| 33:17 39:16 | 90:19 91:18,21 | 81:14 82:22 | 163:4,11 | page 3:3,10 |
| 41:16,19 42:3 | 92:20 93:7 | 83:5,6 84:12 | ones 67:18 172:2 | 50:17 51:8 |
| 42:15 44:21 | 94:4 96:18 | 94:13 98:8 | one-on 81:7 | 52:14 53:4 |
| 46:15 47:8 | 122:13 124:4 | 99:18 107:23 | ongoing 111:15 | 54:9 55:15,23 |
| 48:22 49:5 | 137:19 144:21 | 107:23 132:21 | open 136:3 | 57:18 104:9 |
| 53:20 61:22 | 149:21 169:19 | 133:4 155:10 | 159:15 | paid 15:2 133:12 |
| 69:16 70:6 | 174:12 180:10 | 156:11 164:8 | opened 123:23 | paper 114:10 |
| 79:20 80:4,21 | 181:16 182:4 | 176:7 | opening 125:18 | paragraph |
| 86:8 88:1 90:9 | occurs 28:20 | officers 27:18,21 | operated 13:21 | 48:17 50:10 |
| 95:17 96:20 | 30:20 36:8,23 | 51:1,7 59:15 | operating | 55:14 |
| 100:2 101:8,16 | 38:7,15 45:8 | 59:17,23 60:10 | 175:13 | parallel 13:23 |
| 115:6 119:4,11 | October 13:7 | 60:17,22 61:13 | operation 78:19 | parentheses |
| 126:19 154:19 | offday 133:14 | 61:17 62:3,19 | 132:23 | 87:13 |
| 181:21 182:3,6 | offense 127:2 | 63:2 72:6,13 | opinion 157:7 | parked 59:15 |
| 182:9 | 176:9 | 72:16 73:2,22 | 175:2,15 | 61:13 |
| objected 108:5 | offered 2:16 | 98:17 107:16 | opportunity | part 16:12 22:14 |
| Objection 175:7 | office 4:15 6:11 | 138:8 150:3 | 95:4 | 43:17,17 63:7 |
| 182:2 | 6:13,16 8:5,16 | 162:9 164:2 | opposing 178:20 | 82:13 89:2 |
| objections 2:11 | 13:1,2,22 | 179:9 | oral 5:11 119:23 | 128:1 130:21 |
| 2:14 | 14:12,21 15:3 | offices 1:21 5:7 | orally 10:16 | 157:8 162:11 |
| objects 11:4 | 15:6,21 16:8 | official 161:8 | order 6:3 59:21 | 164:12 182:22 |
| obtain 23:20 | 17:6,14,19,21 | Oh 21:9 134:10 | 69:4 128:4 | partial 54:5 |
| 26:20 | 25:5 26:6,15 | 137:8 | 144:1 | participate 28:9 |
| obtained 26:19 | 29:5 30:17 | okay 7:15 9:22 | original 9:15,19 | participated |
| obviously 52:6 | 31:1,10,13,21 | 12:14 22:18 | 44:9 53:9 | 16:4 111:5 |
| 68:10 73:8 | 32:14,17 33:6 | 25:13,16 28:22 | 137:16 141:3 | participating |
| 96:2 100:21 | 33:22 34:16 | 47:16 49:13 | 150:14 151:22 | 31:6 |
| 114:13 141:16 | 35:20 36:13 | 58:6,15 71:16 | 175:9 | particular 27:6 |
| 156:13 166:14 | 37:2,10,17 | 77:4 78:2,20 | originally 94:22 | 29:11,13 31:22 |
| 174:2 | 41:13 42:9,18 | 82:13 101:3 | outside 48:18 | 40:4,13 47:7 |
| occasion 7:14 | 43:14 44:17 | 105:9 113:16 | out-of 107:15 | 52:21 55:6 |
| 20:5 82:20 | 45:3,3,6,10,14 | 113:17,21 | out-of-state 98:9 | 60:6 63:14,17 |
| 120:7 167:5 | 45:16 46:22 | 138:19,21 | overdoses 21:19 | 67:10 71:13 |
| 175:14 | 60:5 63:16,23 | 140:9 142:9 | owned 18:18 | 77:6,21 80:22 |
| occasions 20:4 | 66:19 76:13 | 144:8,13 146:7 | owner 86:19 | 82:20 86:4 |
| 37:4 79:18,22 | 90:7,7 114:3 | 149:9 152:14 | 87:8 88:5,13 | 95:11 135:11 |
| 81:11 89:6 | 165:11,12 | 152:19 159:11 | 163:13 | 136:8,8 137:9 |
| 131:16 | 172:6 | 174:17 175:20 | owners 89:13 | 137:13 140:3 |
| occur 21:5 96:9 | officer 28:23 | 183:7 | 162:16 | 142:7 143:1 |
| occurred 21:1 | 29:2 36:14 | older 49:20 | ownership | 154:4,9 172:21 |
| 27:11 28:5 | 51:11 53:1 | once 46:11 62:4 | 117:5 | particularly |
| 38:5 39:6 | 68:5,8 70:5,19 | 62:13 67:4 | O'Dell 34:9 | 176:5 |
| 48:18 50:5,18 | 70:20,22 75:22 | 89:16,20 91:22 | | parties 1:18 |
| 73:4 79:12 | 77:5 78:8,22 | 94:7 129:3 | P | 2:13 |

367 VALLEY AVENUE

(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660

FREEDOM COURT REPORTING

Page 198

| | | | | |
|---|---|---|---|---|
| passed 109:22 110:1 169:12 178:5 181:10 181:11 | 79:12 113:3 128:21 132:3 | 163:19 164:16 | 83:16 87:2 91:5 117:22 120:3 131:3 153:18 162:16 175:5 | practice 23:2 24:9 25:8 79:16 80:9 105:6 107:14 121:9 124:12 |
| passenger 123:22 | permissible 79:19,23 | pick 100:18 128:3 138:10 | pointed 178:19 178:20 | preceded 181:13 |
| passing 178:14 181:20 | permission 87:23 | picked 162:2 | police 27:10,18 27:23 28:14 56:9 59:15,17 59:23 65:16,21 66:20 75:12 77:1,7 91:11 92:14,22 93:15 93:22 94:13 99:15 132:20 147:14,15,22 148:1 | preceding 114:17 |
| patience 139:5 | person 23:19 24:19 34:15 81:4 82:11 87:16 105:14 148:18 150:3,7 150:14 158:15 158:19,22 159:4,9,14 170:14,16 171:9,11 175:2 175:5 176:10 | picture 140:8 141:13 142:17 143:16,22 144:2 145:15 146:14 | polygraph 109:3 109:11,13,16 109:23 110:19 111:1,3 | predated 141:9 |
| patrol 179:14 183:1 | personal 69:19 161:9 167:10 | pictures 68:20 122:7 123:2,7 123:11 | position 8:4 12:22 13:6,8 14:10,11 15:9 18:14 26:11 67:10 156:16 | preferable 159:13 |
| patrolman 91:10 103:6 182:11 183:3 | personally 157:14,16 170:10 | piece 29:11,13 140:4 142:7 | possibilities 22:19 153:11 | prep 136:18 |
| patrolmen 176:11,12 182:17,22 | personnel 82:18 83:12 | pistol 164:23 | possession 116:21 117:6,7 117:18 138:14 175:3 | preparation 135:18 |
| Payne 42:8 91:10 92:22 93:4,15,21 94:13,23 147:14,15,22 148:1,8,14,23 | petition 10:4 | place 6:1 7:23 8:3 22:21 28:12 32:12 35:18 37:8 38:21 78:4,5 82:15 94:7,7 95:20,21 96:9 100:19 104:1 119:2 121:18 130:15 166:19 171:8 173:22 174:6 180:13 180:18 | possibility 109:2 possible 66:13 82:7 159:4,14 possibly 126:12 | prepare 56:23 135:14 136:14 145:8 |
| PC 1:22 5:7 | petitioner 6:7 | placed 162:2 | postconviction 6:23 7:5 9:19 | prepared 52:9 54:8 137:20 143:4,5 |
| PD 55:21 | Petitioner's 47:20 48:1 85:20 103:14 | Plaintiff 1:6 4:3 | potential 24:5 97:3 100:1,1 111:15 148:19 | preparing 130:22 145:22 146:22 |
| pending 7:6 | phone 131:22 | Plaintiff's 3:11 47:11 85:15 103:10 113:9 139:13 | potentially 7:9 | presence 134:17 147:1,8 |
| people 14:5 24:13 62:14 68:11 69:5 74:14 89:4 102:23 105:11 105:17,19,23 138:7 146:5 154:8 167:7 170:2 | photo 137:20 | planning 134:18 | practical 155:7 | present 6:5 24:7 27:3 102:20 104:9,13,15 107:7 122:18 127:21 137:22 138:2,5 161:21 162:3 |
| percentage 166:8 | photographed 123:12 | plant 164:22 | | presented 111:21 112:6 127:16 128:2 |
| perform 153:15 | photographer 68:18,19 | Plaza 1:22 5:8 | | pretty 13:10 14:6 55:11 73:6 102:5 144:15 |
| perimeter 59:1 59:18 60:20 62:9,12 67:6 72:3 | photographing 68:14 | please 19:6 105:7 | | prevent 59:21 |
| period 13:9 15:1 69:22 70:18 | photographs 68:12 138:12 162:1 | point 21:2 33:19 34:2,4,8 40:13 52:2 53:4 59:20 65:14 70:10 77:22 | | previous 11:19 previously 31:4 98:13 107:2 primarily 15:13 |
| | physical 125:22 126:5 153:7 168:3 | | | |
| | physically | | | |

FREEDOM COURT REPORTING

Page 199

| | | | | |
|---|--|--|---|---|
| prior 2:16 18:15 18:17 20:15 22:1,5,10,11 64:3,4 80:19 82:2 92:10,14 95:15 96:8 111:10 132:7 135:2 139:9 147:13 148:2 180:20,20 181:16 182:4 prison 59:12 128:12,14 151:17 probable 160:4 160:10,12,16 167:23 168:11 168:18 probably 7:22 10:14 21:3,15 27:14 70:21 88:21 102:4 107:21,23 110:11 122:6 138:2,4 141:17 141:22 142:4 142:21 166:17 179:6 procedure 5:5 6:2,3 23:6,9,12 23:13 25:9 79:16 80:2,9 155:2 156:23 157:4 procedures 23:2 153:11 proceeding 15:21 proceedings 5:12 6:23 7:6 7:10 9:20 process 31:19 32:1 34:5,18 36:6 38:15 | 39:6 41:4 78:23 89:8 111:20 processed 80:12 88:10 177:6 processing 80:20 82:3 88:3,11 89:11 90:14,18 163:4 producing 135:22 professional 98:11,21 107:15 proper 130:20 property 3:14 85:22 86:7,11 172:19 173:14 176:16 177:13 prosecute 130:17 157:3 prosecution 130:2 prosecutor 136:15 prove 23:19 provide 38:13 100:19 provided 5:4 9:7 85:4 94:6 117:13,16 public 61:10 76:5 158:23 pull 16:4 purpose 7:8 64:20 68:1 79:1 133:8 purposes 137:3 pursuant 6:1 7:1 8:3 pursue 67:7 130:2 pursued 64:10 pushed 124:1 | pushing 125:19 put 30:2 35:2 74:13,17 124:5 140:21 142:22 143:2 147:9 156:15 172:13 putting 30:9 136:22 p.m 49:19,19 50:16,17 174:14 183:12 <hr/> Q <hr/> qualified 41:14 41:17 Quantico 20:6 question 10:19 10:23 11:6,15 11:16,19,21 32:9 36:3 40:14 53:22 62:1 73:19 80:7 87:6 105:22 146:7 157:18 168:9 172:23 questions 2:12 2:13 9:11 10:9 10:9,22 11:4 12:2,5 24:6 25:14 58:9 73:21 108:16 116:23 135:7 135:12 139:5,7 149:11 153:10 155:8 159:23 161:3 165:20 165:23 166:1 176:14 179:17 quick 73:19 138:22 quickly 159:4 <hr/> R <hr/> R 4:4 | radio 49:10 54:13 55:20 56:8,19,22 75:13 175:9 179:4 radioed 43:10 53:5 63:17 75:22 76:6 Rains 6:3 7:8 ran 27:16 40:7 40:15 64:9 78:6 81:18 151:11 rapes 14:18 reaction 61:11 read 55:15 87:3 87:15 120:3 reading 2:3 146:10 ready 131:2 142:5 real 9:9 63:15 102:11 realize 108:1 really 32:10,17 78:10 148:15 rear 87:11 reask 80:5 reason 10:20 11:23 70:13 95:2 123:18 124:7,23 132:17 147:2,4 152:1,9,22 153:6 168:3 170:20 171:10 reasonable 163:12 reasons 133:11 recall 33:12 48:16 50:14 51:23 54:23 62:16 65:7,10 66:2,9 71:5,18 | 71:23 75:4,16 77:4 83:17 84:8 85:5 86:5 87:22 88:2 90:13,20,23 91:13,19,20 92:6,9,12,18 93:3,9 101:3 101:19 102:20 102:23 103:8 104:19,20,23 105:3,4,20 107:8 108:6,10 108:13,18,19 109:4,9,10,13 109:17,19,22 110:18 111:9 113:2,6 114:12 114:15,16,23 115:7,22 116:2 116:4,6,7,14 116:17 117:3 117:12 118:5 118:19,22 119:7,15,17 120:20,22 121:2 122:2,8 123:9,12 124:16 125:7 126:4 127:3 128:17,18,20 130:5 131:5,10 131:16 132:8,9 133:18 134:13 135:16 137:1,8 139:8,11 147:20 156:9 167:5,14 169:8 recalling 134:6 receipt 3:14 85:23 86:7,10 172:19,22 173:2,5,14 176:15,16 |
|---|--|--|---|---|

367 VALLEY AVENUE

(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660

FREEDOM COURT REPORTING

Page 200

| | | | | |
|---|--|---|--|--|
| 177:1,13,16 receive 49:1 received 87:16 92:23 95:9 141:2 receiving 147:13 recess 73:15 139:1 recognition 149:6 recognize 48:4 49:14 51:15 85:20 139:20 recollection 54:19 71:3 84:17 90:16 92:7 102:5 104:12,17 106:20 108:21 110:1 114:4,9 115:1,17 117:8 117:15,19,23 120:17 127:11 128:10 132:13 133:7 138:6,11 138:20 149:15 149:16,17,19 162:4 177:14 177:15 record 6:5 73:19 140:12 recorded 10:10 57:12 108:17 119:22 recorder 108:20 records 57:14 recover 62:10,17 82:14 recovered 72:19 74:4,8 118:20 118:23 120:21 120:23 137:23 138:3,13,18 139:8 140:18 | 143:23 146:10 146:15 147:7 147:11 161:22 161:23 168:6 reentered 124:3 refer 18:12 58:14 reference 56:11 115:14 143:7 referenced 176:15 referred 93:4,16 referring 58:11 58:17 64:14 138:1 140:12 141:4 reflect 178:1 reflects 87:7 104:19 refresh 104:12 104:17 114:4 refreshed 114:11 regard 117:9 126:11,23 regarding 46:20 93:7 94:3 95:18 96:22 111:3 127:22 147:17 159:20 160:1 161:4 regards 26:12 relate 60:15 related 12:20 19:8 152:16 relating 2:7 92:23 101:18 153:7 155:9 relationship 30:15,16 94:21 95:2 133:9 relative 180:9 relatively 61:20 relaxed 95:6 | relayed 102:4,7 release 87:23 88:12,20 89:21 129:9 released 62:14 86:12 87:15,17 88:5 89:18 151:16 remained 72:2,7 remember 7:16 11:17 59:5 63:12 64:1 67:2 70:14 74:12 83:20 88:7,14,15 91:6,7,14 94:21 95:1 96:4 103:5,5 111:7,17 122:10,12,19 122:23 126:22 127:1 132:2,6 132:16 134:16 137:21 145:2 156:8 161:22 178:1 remind 8:7 126:8 removed 82:17 removing 83:13 repair 18:19 rephrase 11:1 111:12 reply 75:15 report 3:13 9:8 30:2 51:18,19 51:20 52:4 54:9,17,21 55:9 56:7 85:4 85:10 123:10 142:20 144:1,3 144:5,10,12,14 144:14,21,23 145:5,18 | 146:22 reported 181:10 reporter 5:2,18 8:8 10:11,17 78:14 116:10 reporting 134:8 181:19 reports 55:7 85:3 144:20 represent 6:7,11 7:5 representative 56:6 90:6 representatives 8:17 72:7 89:1 represented 8:13 request 27:20 55:20 56:8 requested 36:20 45:9,21,23 requests 15:12 36:14 45:10 136:1 require 159:3 required 14:20 43:21 168:11 requirements 14:23 43:18 reside 12:6 residence 100:18 resist 167:7,12 resisting 164:11 164:12 167:3,6 167:9 respective 1:18 62:15 respond 38:2 46:2 133:5 156:19 responded 27:19 36:3 39:10 41:23 43:11 | 60:10 182:19 responding 55:17 135:23 136:1 response 75:8 75:10 112:7 156:18 responsibilities 111:14 responsibility 26:18 110:11 111:23 127:19 136:5 responsible 16:15 17:16 44:20 52:17 60:7 66:21 68:11 71:1 81:4 97:8 128:6 133:5 159:9 rest 158:17 result 96:5 110:4 127:19 128:13,16 results 84:23 85:2,8 109:19 111:1 retained 163:10 retrieved 89:17 140:22 return 74:19 165:14 172:17 176:14,15,21 returned 87:1,8 87:9 111:22 114:5 127:20 162:16 172:15 172:21 173:4 173:12,13 177:11,17 returning 113:2 177:2 review 165:8,14 |
|---|--|---|--|--|

367 VALLEY AVENUE

(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660

FREEDOM COURT REPORTING

Page 201

| | | | | |
|---|---|---|---|--|
| 165:15 revolver 102:3 117:9 right 9:21 11:13 16:11 27:12 33:1 35:10 37:7 38:19 40:9 42:4,4,19 43:3,6 44:6 51:3 53:3 54:18 58:20 68:18,23 70:3 72:5 81:3,19 82:10 96:23 117:2 118:8,11 124:13 135:19 136:23,23 141:5,5,19 143:14,17 145:4 146:1 147:12,23 150:1 151:20 153:1 154:1 158:19 166:3 166:19 168:12 168:16 173:7 173:14 174:21 177:15 179:8 179:12 181:8 181:12,12,15 182:1,19 right-hand 52:11 risks 156:15 road 40:9,10 59:2,4,6,16,22 61:14 76:6 77:3 178:8 robberies 14:18 45:22 robbery 40:22 162:22 163:2 Roberts 3:5,7 4:12 5:20 6:9 | 6:10 8:22 9:1 11:3 26:3 29:20 32:8 33:17 39:16 41:16,19 42:3 44:21 46:15 47:8 48:22 49:5 53:20 61:22 69:16 70:6 77:23 79:20 80:4,21 86:8 87:2 88:1 90:9 95:17 96:20 100:2 101:8,16 104:16 114:8 115:6 119:4,11 126:19 128:14 149:10,13 165:20 166:1 168:10,21 173:17 179:16 181:21 182:2,6 182:9,11 183:8 role 25:17 29:2,3 112:16 room 24:14 104:21 105:12 105:18 107:7 107:10 round 73:20 route 75:6 170:18 180:16 routine 98:23 routinely 21:17 Rule 6:2 rules 2:7 5:4 6:1 23:6,8,8,11,12 run 7:4 46:7,8 47:6 60:18 61:9 63:22 69:18,20 77:10 79:1,5 running 40:3 | 130:14 runs 155:5 rural 30:21 <hr/> S <hr/> s 29:5 safe 15:3 180:17 SAITH 183:14 Sandra 86:20 88:16 sat 55:3 109:14 saw 34:6 69:18 79:1 150:3,17 151:6 157:19 170:15,17 177:22 saying 22:11 30:10 36:2 78:20 95:14 125:13 178:6 says 38:20 47:18 50:21 51:9 52:10,14 53:4 55:15 56:1 86:17 104:9 113:17,19 178:21,22 scene 19:8 27:15 38:10 39:12 41:21 42:1 43:11 46:2 58:8,10,10,10 58:14,20,22,23 59:14 60:7,8 60:13,18 61:1 61:14,21 62:6 62:8 64:13,14 64:21 65:19,23 66:4,5,23 67:4 67:5,16,21 68:4,4,5,7,17 68:21 69:10 70:1,18,20,23 71:21 72:1,8 | 72:14 73:23,23 74:19 75:6 78:11 81:13 83:14,19 123:22 137:23 137:23 138:12 143:18 152:17 155:3 157:20 162:12 163:5,6 168:7 172:4 scenes 38:3 68:10 school 12:16 95:1 Science 162:13 Sciences 31:8,11 84:4,20 89:14 90:1,2,3 171:23 scientist 140:23 screens 41:6 seal 40:17 search 64:23 65:18 66:7,13 71:18,22 72:18 72:21 73:8 74:20 163:11 searched 71:17 searching 73:2 74:1 seats 125:20 second 47:21 51:8 53:4 54:16 55:14,23 57:18 103:15 114:12,13,16 114:17,19 118:15,18 122:9,11,12 140:5 177:20 180:18 secondary 27:15 168:7 seconds 174:15 | 174:20 178:12 178:13,17 181:1,6 secure 28:4 60:8 62:8 72:2,3,8 163:11 secured 27:14 27:17 58:20,23 58:23 60:13 61:2 84:12,14 84:16 89:2 162:12 171:23 securing 60:7 61:14,21 71:2 72:15 155:2 security 62:13 68:7,16 82:23 133:11 see 23:18 26:19 26:22 53:16 54:1,13 59:19 72:23 73:8 74:16 84:23 129:19 136:5 136:10 174:19 176:3 seeing 132:6 134:16 seek 127:13 130:16 seen 9:16 10:5 48:14 50:15 56:13,15 66:15 66:15 86:3 103:16 107:6 seminars 12:18 19:17 send 30:12 senior 17:23 18:3,6,11 sent 59:13 sentenced 7:4 separate 24:23 29:22 173:5 |
|---|---|---|---|--|

FREEDOM COURT REPORTING

Page 202

| | | | | |
|-----------------------------|------------------------------------|-------------------------|-------------------------------|------------------------------|
| separately 177:11 | shooting 27:11 28:5 34:1 | 140:16,17,22 143:18 | 98:10,15,18 99:4,12 100:10 | 160:6,9,18 161:2,12,15,18 |
| serial 87:12 | 40:12 48:18 | show-up 81:7 | 101:9,12,18 | 161:20 162:14 |
| serology 140:21 | 50:5,8,18 78:3 | side 125:18 | 102:19,22 | 162:17,17,20 |
| serve 14:16 | 78:4,5,7,23 | Sidley 4:5 6:6 | 103:17 104:4 | 162:23 163:4 |
| 128:11,12 | 82:15 93:1,7 | sign 120:5 | 104:15 105:21 | 163:20,23 |
| service 18:19 | 94:4 96:18,19 | signature 2:3 | 106:19 108:12 | 164:4,7,21 |
| 63:15 102:2 | 96:22 97:1,2,4 | signed 118:9 | 108:18,22 | 165:1,3,5,7,10 |
| 117:9 | 116:15 124:3 | 120:2 | 109:4,6,9,21 | 165:16,19 |
| serving 43:6 | 126:12 137:19 | signify 86:2 | 110:6,20 111:2 | 166:4,7 167:16 |
| sessions 20:11 | 144:17 145:3 | simply 24:14 | 112:17 113:5,7 | 167:18 168:20 |
| set 40:11 87:9 | 152:3,11 153:8 | 69:17 94:20 | 114:18,21 | 169:5,6 170:19 |
| 154:21 | 153:8 159:10 | 95:9 100:13 | 115:8 116:16 | 171:4 172:10 |
| sets 43:4 | 169:19,22 | 106:7,13 149:4 | 117:23 118:21 | 173:20,23 |
| setting 24:16 | 170:6,16,22,23 | sir 7:12 8:2,6,6 | 119:5 120:17 | 174:4,9 176:16 |
| 95:6 98:10 | 173:22 174:6 | 8:15,18,21 | 121:4,15 123:6 | 176:20,23 |
| seven 133:6 | 174:12 180:10 | 10:3 12:3 14:9 | 124:19 125:12 | 177:4 179:12 |
| 141:13 142:3 | 180:12,17 | 16:9 18:23 | 125:22 126:7 | 180:6,11,14 |
| sex 137:17 | 181:16 | 19:4 25:20 | 126:15 127:5,7 | sit 24:19 95:6 |
| sexual 15:13,14 | Shortly 150:17 | 26:8 28:3 | 128:10,19 | 100:19 106:8 |
| 19:7 45:20 | shot 40:20 61:8 | 29:17 30:21 | 129:14 131:7 | 106:15 107:19 |
| shaded 52:12 | 81:15,17,18 | 33:8 34:12 | 131:12 132:22 | 108:8 115:9 |
| shake 10:18 | 124:1 150:7 | 37:12,14 44:14 | 133:1,20,20 | sitting 109:17 |
| Sharon 115:5,21 | 151:4 155:21 | 44:18 45:18 | 134:13,20,23 | 134:14 |
| SHERI 1:20 5:1 | 156:2,8,12 | 46:23 47:9 | 135:16 137:12 | situation 108:1 |
| sheriff's 26:16 | 157:7 158:1,5 | 48:23 50:1,7,9 | 138:3,18 | 111:19 154:4,4 |
| 27:9 29:1 | 168:23 | 50:11,20 51:17 | 139:21 144:11 | 154:9 |
| 30:18 31:2,10 | shots 27:15 40:7 | 52:1,9,13 54:1 | 145:10,13,16 | Six 141:14 |
| 37:1 38:17 | 78:12 79:4 | 54:22 58:21 | 145:19 146:17 | 142:10 143:10 |
| 44:12,16 45:10 | 125:19 | 60:2 62:3 63:4 | 148:4 149:8,18 | 169:20 |
| 51:12 60:5 | shoulder 59:18 | 63:11 64:16,19 | 149:23 150:9 | Sixth 1:23 5:8 |
| 67:3 76:23 | 59:18 | 65:9,12,17 | 150:11,13,19 | sketch 102:9 |
| 82:19,21 84:17 | show 21:22 69:8 | 66:6 71:20 | 150:21 151:1,3 | small 15:23 49:7 |
| 85:23 87:21 | 80:18 139:19 | 72:10 74:21 | 151:5,7,10,12 | Smith 1:12,19 |
| 90:8 93:11,23 | 140:3 | 75:1 76:11 | 151:15,23 | 5:10,14,21 |
| 96:12 102:16 | showed 60:18 | 77:16,21 78:9 | 152:18 153:14 | 6:14,20 12:7 |
| 102:17 104:2 | 64:8 81:16 | 79:14,22 80:14 | 154:11 155:7 | 32:2 33:14 |
| 113:22 114:3 | 146:21 172:19 | 82:4,8,12,16 | 155:11,13,16 | 38:23 48:2 |
| 172:7 176:18 | showing 137:1,8 | 83:6,9,21 84:2 | 155:19,23 | 52:11 85:21 |
| 182:23 183:4 | 140:1 | 84:15,22 85:7 | 156:3,6 157:6 | 103:15 104:11 |
| shoe 153:19,22 | shown 82:1,5 | 85:11 86:5 | 157:15,21,23 | 114:1 118:17 |
| shooter 53:9 | 137:20 | 90:15,22 91:2 | 158:3,6,10,13 | smoother |
| 124:2,23 | shows 52:23 | 91:16 92:11 | 158:16,20 | 100:21 |
| 151:21 152:7 | 68:18 140:16 | 94:18 97:5 | 159:5,10,17,22 | somebody 30:13 |

367 VALLEY AVENUE

(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660

FREEDOM COURT REPORTING

Page 203

| | | | | |
|--|--|--|--|--|
| 41:6 56:18 59:22 68:15 71:4 74:10 75:11 80:6 81:18 100:22 137:21 164:10 181:19 somewhat 154:16 son 12:13 Sons 12:12 soon 82:7 sorry 9:18 23:11 35:16 42:19,19 42:20 43:19,23 47:4,17 50:18 51:4 60:3 62:6 63:20 77:7,18 78:15 80:8 81:17 116:11 117:7 118:16 125:3 126:8 142:9 168:8 179:21 sort 19:16 23:2 29:18 34:23 46:4 52:11 61:19 73:20 South 4:6,17 speak 8:22 80:15 115:21 131:9 speaking 81:12 129:2 131:10 specific 102:11 specifically 111:17 speculate 99:6 spent 20:5 spoke 9:1 92:16 95:15 101:6 102:7 131:15 spoken 8:19 spot 61:20 | spotted 170:3 spring 113:3 stack 29:23 stand 111:23 136:22 142:23 standard 80:1 standards 22:19 stands 48:20 51:10 114:3 start 12:4 133:10 142:22 started 34:2 39:21 40:12 76:4 141:3 142:19 state 1:8 4:16 6:5,11,16 14:2 20:2 98:13 117:15,17 176:2 180:15 180:22 stated 10:19 149:5,15 statement 53:17 53:22 115:12 118:2,4,6 119:3,23 120:10,11 statements 26:22 49:23 50:2 58:3 68:12 125:9 136:14,19 137:17 155:3 statement's 49:18 states 13:21 20:8 98:17 146:9,14 stating 169:3 181:9 station 18:19 65:15,20 66:1 66:19 75:18,21 77:7,8 80:11 | 81:23 158:12 162:21 163:1,3 179:10 stations 178:21 179:3 status 12:8 stay 55:11 stayed 129:1 steps 111:11 STIPULATED 1:17 2:2,9,18 stipulation 5:5 stipulations 5:18 stm 3:15,16 stop 75:23 76:6 77:6,6,7 79:2 175:3,16 stopped 40:12 58:12 150:23 169:21 170:10 170:18 176:9 stopping 79:2 story 69:11 108:4 115:1 strategy 133:22 134:1 street 4:17 76:17 stroke 18:10 structures 163:10 stuff 10:15 88:7 166:14 subject 67:7 100:16 125:16 submitted 3:23 subpoenaed 136:6 146:6 subpoenaing 135:23 substance 119:22 133:18 successfully 157:3 | sufficient 160:17 167:23 168:18 suggest 170:12 171:1 suggestion 109:5 109:8 suggests 107:7 suicide 21:18,21 summary 52:4 103:19,22 supervised 13:13 support 16:19 supposed 25:5 sure 9:9 10:13 10:15 11:22 21:14 23:17 25:16 28:6 46:17 57:15 58:18 70:4,7 70:11 71:12,15 71:15 74:9,14 79:3 81:3 122:19 130:18 131:7,18 132:1 134:10 136:6 142:6,22 145:22 158:18 159:6,8 surrendered 127:11 163:7 surround 60:20 surrounded 59:7 surrounding 49:8 58:12 survive 157:12 suspect 24:18 46:8 67:22 72:4 74:2 77:14 79:17 80:3,10,18 81:1,3 96:17 | 96:19 97:1,7 97:21 98:1,7 99:5,7,13 100:1,4 105:11 106:5 107:18 110:8 111:15 112:15 121:9 126:11 129:16 129:19 152:22 158:1,4 168:11 suspects 98:12 swap 175:3,3 swear 70:12 swing 163:21 166:23 swings 163:19 switch 56:8 179:15 switched 178:21 switching 55:20 sworn 5:15 8:8 system 59:12 <hr/> T <hr/> tag 87:12 tagged 138:15 take 11:9,11 19:13 22:21 26:21 28:12 35:17 37:8 38:3 57:7 64:6 94:7 95:4,21 100:23 114:19 123:7 133:14 138:21 157:2 157:14,15 166:23 175:12 180:18 takedown 40:11 taken 1:20 7:1 7:23 8:3 19:1 62:5 73:15 82:18 83:18 120:10,11 |
|--|--|--|--|--|

FREEDOM COURT REPORTING

Page 204

| | | | | |
|--|---|---|---|---|
| 121:20 139:1 163:19 takes 32:11 163:21 174:6 talk 9:2 88:23 92:1 95:7 97:21 98:1 101:11 105:16 106:16 118:23 talked 9:13,14 10:6 30:4,14 39:5 46:6 64:7 88:16,17,23 89:4 93:9 94:2 95:3,23 96:1 97:14 98:6 119:13 133:21 talking 20:19 88:7,14,15 92:21 93:18 106:5,9 119:7 131:16 132:9 140:6,7 tangential 152:16 tape 56:19,21 57:2,13 108:19 121:14,22 taped 113:19 114:7 118:16 121:10,13 122:16 tape-recorded 120:10 task 13:12,14,19 14:3,8,16,20 15:16,17 16:1 27:19 42:22 44:8 47:22 taught 153:18 team 63:22 64:3 64:4 171:21 telephone 96:6 tell 36:19 40:19 | 41:3 61:7 86:22 90:3 111:13 121:17 173:8 177:9 telling 71:5 90:13 94:2 110:22 120:20 155:6 170:4 ten 14:23 21:8 21:10,15 Tennessee 20:9 terminology 130:21 test 29:11 85:2 109:3,11,20,23 110:19 111:1 124:17 125:6 152:1,9,14 tested 83:23 162:12,15 testified 5:16 46:1 56:3 58:6 58:7,19 98:5 106:3 115:2 134:21 144:11 148:7 153:12 165:6 166:2 179:23 testify 134:19 135:6 146:3 165:17 testifying 165:9 testimony 1:11 8:9,20 39:10 105:6 125:3,7 125:8,13 135:2 135:5,15 141:23 168:22 169:3 177:5 testing 84:3,5,13 84:19,20 85:1 85:9 89:23 90:4 123:17 171:14 | tests 109:14,16 thereabout 18:13 thereto 2:17 they'e 49:9 thing 36:21 81:20 96:10 120:9 178:19 things 10:2,6 16:6 24:6 35:1 69:3 100:20 131:2 134:12 179:20 think 9:14,23 12:1 14:5 22:16 27:11,13 28:6 32:5 41:2 43:1 55:1,6 57:1 59:4,11 61:6,11 63:21 70:21 74:8 77:23 78:18 81:23 82:20 88:21 89:4 96:10 101:22 102:3,19 106:3 107:22 108:6,9 113:13 122:4,6 122:6 127:10 133:7,17 137:12 139:19 141:17 145:17 145:21 148:19 154:20 155:7 156:17 thinking 78:9 thinks 161:10,17 thought 22:9 35:23 47:2 78:22 142:11 144:5,9 167:22 178:7 Thousands 163:16,17 | threat 46:11,12 61:10 threats 132:13 three 7:19,22 16:11 20:5 22:6 35:14,21 36:2 55:8 91:12 103:4 178:9,11,15,16 three-day 55:6 thumbnail 102:8 tie 153:19,21 time 2:15,15 7:16 11:8 14:15,19 15:1 15:19 16:13,14 18:3,10 21:2 24:17 26:18 28:7 32:22,23 33:23 40:13 41:11 42:11 43:5,7 44:1 47:19 48:5 49:16 52:2 53:15 54:10,20 55:6 57:1 60:21 63:7,8 63:14 64:2 67:11 70:9,11 70:15,18 72:17 73:4,12 74:3 74:23 76:23 77:15 78:7,17 79:11 83:21 84:11,13 86:11 86:12,18 87:21 91:4,5 93:5 96:9,14,17,23 97:11 98:2 99:10 101:22 106:18 110:14 110:16 112:11 112:12 118:1 119:8,10 | 120:21 122:18 125:4 126:17 128:9,11,12,21 131:3,8,20,21 132:10 135:11 136:9 137:18 142:19 143:23 145:2 149:3 163:13 166:19 167:13 169:22 169:23 170:5,6 170:8 171:6,7 174:5,10,11,12 174:17 175:2,8 175:8,10,11,12 175:16 177:21 177:22 178:3 179:21 180:7 181:5,6 182:7 182:13 times 7:18,22 36:16,17 37:3 38:9 74:21 131:18 166:18 177:20 178:1 178:18 181:2 Tina 4:13 6:12 title 31:23 71:13 toboggan 140:1 140:17 142:17 143:8 today 8:9,14,20 8:23 10:8 12:2 115:10 139:6 149:14,17 165:9 told 34:19 40:20 40:22 41:2 60:19 90:2 102:5 108:2,4 115:1 117:21 119:18,21 120:6 137:16 147:6 148:21 |
|--|---|---|---|---|

FREEDOM COURT REPORTING

Page 205

| | | | | |
|------------------------|------------------------|------------------------|------------------------|--------------------------|
| 148:22 149:7 | 133:13 136:11 | true 46:14 176:1 | typing 141:3 | 49:3,4 51:13 |
| Tom 92:13,16 | 175:11 | truthfully 12:2 | | 53:13 54:12 |
| 93:3,10,18,21 | traveled 91:14 | 165:6 | <hr/> U <hr/> | 55:17 |
| 96:3 98:6,6 | 96:6 97:11 | try 23:15 24:13 | Uh-huh 56:4 | unprofessional |
| 102:4,5,6 | 101:7 115:15 | 136:12 153:2 | 78:13 105:13 | 154:17 |
| 103:6 104:10 | 127:10 132:11 | 159:13 | 179:5 | upper 52:11 |
| 106:21 109:8 | 132:17 138:11 | trying 40:10 | ultimate 129:23 | UPS'd 141:1 |
| 111:10 116:8 | 170:8,9 181:3 | 53:12 59:4 | unattended | use 7:9 24:9 25:9 |
| 121:3 131:10 | traveling 40:9 | 62:20,20 74:16 | 21:21 | Usual 5:18 |
| 161:4,10 | 40:10 115:10 | turnaround | uncommon | usually 19:20 |
| Tony 91:10 | 132:20 133:2 | 55:7 | 38:12 88:4 | 28:14 112:8 |
| 94:12 104:11 | treat 158:8 | turned 34:3 | 166:20,21,22 | 163:7 167:8 |
| 106:1,6,10 | treatment 83:14 | 89:12 140:19 | undercover | utilize 74:5 |
| top 47:20 48:6 | trial 2:15 9:8 | 140:20 163:7 | 14:22 15:20 | utilized 73:7,11 |
| 48:17 53:3,16 | 15:10,18 22:13 | 163:13 170:5 | understand | U.S 13:22 |
| 85:6 86:16 | 30:2 44:7 58:7 | Turning 49:21 | 10:20,22,23 | |
| 104:9 113:17 | 58:19 111:23 | Twenty-one | 11:2,5,7 17:22 | <hr/> V <hr/> |
| 113:19 | 115:3 130:22 | 20:21,22 | 32:9 38:14 | v 1:7 |
| touch 138:10 | 131:2,15,21 | two 9:12 12:11 | 42:20 43:13 | value 108:3 |
| towns 49:8 | 132:5,7,10,11 | 13:4 14:4 | 50:12 53:22 | 123:19 |
| track 67:8 | 132:12,18 | 16:11,12 17:1 | 58:16 62:1 | van 31:9 41:22 |
| tracked 46:4 | 133:19,22,23 | 17:9 22:6 | understanding | 46:3,4 48:19 |
| traffic 55:19 | 134:19,22 | 29:15 32:23 | 6:22 33:20 | 49:19,20,21,22 |
| 68:16 176:8 | 135:4,18,22 | 33:2,3 35:3,7,8 | 39:9 50:14 | 53:8,10 55:16 |
| training 12:18 | 145:12,21 | 38:16 43:16,20 | 53:6,18 56:13 | 58:12 59:8 |
| 19:2 20:11 | 149:21 163:2 | 43:20 44:10 | 97:6 169:5 | 61:8 71:2 |
| 25:8,10 61:6 | 165:6,17 | 47:16 50:17 | 172:5 176:4 | 77:10 79:4 |
| 153:16 154:3 | triangular 59:6 | 54:9 90:10 | understood 53:7 | 82:14,16,18 |
| 156:17 157:5,6 | tried 55:11 | 107:9 131:8 | 182:16 | 83:7,11,13,15 |
| 170:23 | 112:4 165:13 | 143:17 169:15 | uniformed | 83:18,23 84:11 |
| transcribed | triggers 11:17 | type 30:15 | 70:22 164:8 | 84:14 85:9 |
| 56:18 57:4 | trip 94:5,16,19 | typed 3:20 54:8 | Union 4:17 | 86:23,23 87:10 |
| transcript 9:7 | 95:11,14,16 | 55:4 56:21 | unique 25:17 | 87:10,14,23 |
| 48:7 53:17 | 96:8 103:23 | 140:10,13 | unit 14:17 17:3 | 88:4,6,12,20 |
| 54:5,6 121:10 | 106:2 113:6 | 141:10,14 | 42:11 43:7,11 | 88:22 89:2,7 |
| 121:14,16,19 | 114:12,14,16 | 142:10,13 | 43:15 44:2,6 | 89:12,15,16 |
| 121:21 | 114:17,20 | 143:15 146:13 | 47:19 48:5 | 90:4 123:23 |
| transmission | 115:4 118:3,18 | 146:21 | 49:17 50:21 | 124:2,5 125:18 |
| 175:9 | 119:1,5 122:9 | types 45:2,13 | 51:9 53:15 | 125:21 150:5,8 |
| transpired 94:1 | 122:13 139:9 | 80:16 84:19 | 55:21 56:2,3 | 150:10,18,20 |
| transporting | trips 114:22 | 162:18 | 56:10 71:1 | 150:23 151:2 |
| 75:23 77:5 | 115:19 116:14 | typewriter | United 13:21 | 157:19,22 |
| travel 19:23 | 122:1 144:18 | 142:15 | units 40:16 | 158:1 162:11 |
| 20:1,2 91:3 | troopers 176:2 | typical 30:19 | 44:10 48:18 | 162:15 169:1,2 |

FREEDOM COURT REPORTING

Page 206

| | | | | |
|-------------------------|------------------------|-------------------------|-------------------------|------------------------|
| 169:9,17,21 | violent 45:19 | 65:1,19 66:8 | 41:4 73:18 | 125:8,16 |
| 170:3,7,10,14 | 158:15,22 | 66:10,14 72:18 | 76:17 90:14 | 136:13,22 |
| 170:15,17,17 | 159:3 166:16 | 73:2,4 74:1,3,8 | 100:14 106:5 | 148:19 155:9 |
| 170:21 171:4,9 | 182:12,14,20 | 74:16 102:2 | 113:13 139:19 | 155:14,17 |
| 171:14,15,16 | Virginia 20:6 | 116:15,20 | we've 9:7 24:1 | 166:5,9 182:15 |
| 171:17,18,18 | visits 131:8 | 117:13,16,20 | 136:4 | witnessed 78:23 |
| 171:22 172:2,9 | visual 139:23 | 118:20,22 | whichever 86:13 | witnesses 26:21 |
| 172:9,12,13,14 | W | 119:9,16 120:7 | 136:20 | 30:11 79:10 |
| 172:16,18,18 | waited 67:13 | 120:16,19,21 | white 48:19 | 98:13 123:22 |
| 175:10,16 | waiting 54:1 | 138:13,14 | 49:21,22 | 124:6,14 125:8 |
| 176:14,21 | waived 2:4,20 | 139:8 162:6 | 157:19 | 127:15 134:17 |
| 177:3,6,7,10 | walk 67:12 | week 55:2 72:15 | whoever's 36:8 | 134:18 135:15 |
| 177:12,23,23 | 150:4 | 74:20 91:17,21 | wife 115:5,14 | 135:23 136:6 |
| 178:4,5,14 | walked 123:23 | 92:5 133:6 | Wilson 26:17 | 136:12,18 |
| 180:15,22 | walking 62:19 | weeks 111:6 | 27:8 28:23 | 137:2,14 |
| 181:10,19 | 65:5 125:17 | weigh 105:23 | 53:1 70:5 91:9 | 141:21 142:23 |
| variations 155:1 | want 8:7 11:5 | weight 137:17 | 95:15 103:3 | 150:3 157:1 |
| varies 21:11 | 18:12 38:21 | went 22:13 | 104:12 107:8 | 175:21 |
| 107:23 | 80:5,17 81:2 | 29:23 30:5 | 109:5,7 110:2 | wondering 48:1 |
| various 12:18 | 105:14 139:18 | 39:11 40:16 | 114:2 115:20 | wooded 40:17 |
| 19:2 | 158:18 | 62:14 63:13 | 118:3,18 121:5 | 59:7,9 60:19 |
| Vegas 20:4 | wanted 6:20 | 64:11,11 65:15 | 123:15 138:13 | 69:21 146:15 |
| vehicle 34:3 | 82:10 104:8 | 65:18,19 67:9 | 141:1 143:20 | woods 27:16 |
| 40:6 53:10 | 105:18 139:6 | 67:12 70:1 | 146:16,21 | 31:5 40:7,15 |
| 82:22 83:1 | warrant 55:10 | 71:17 75:13,17 | 147:6,9,11,21 | 58:13 61:9 |
| 102:1 122:3,7 | 97:17,20 | 82:20 83:10 | 167:20 168:13 | 64:9,11 65:5 |
| 123:11,20,23 | wasn't 9:9 31:7 | 91:6,7 94:13 | Wilson's 29:2 | 67:9,12,13 |
| 124:3,8 125:1 | 40:13 74:9 | 94:23 97:16 | 104:7 | 69:18 78:6 |
| 125:6,10,14,17 | 110:13 121:20 | 101:22 105:16 | witness 2:4 5:10 | 79:1,5 81:18 |
| 168:4,23 | 135:13 148:21 | 118:23 125:4 | 5:22 6:14 24:4 | 81:21 151:11 |
| 175:14 177:18 | 171:4 | 131:20 147:3,9 | 24:5,7 25:1,6 | 151:14,18 |
| vehicles 163:10 | way 10:8 35:2 | 159:19 180:8 | 29:10 68:12 | 164:23 |
| 172:20 175:3 | 38:14 43:22 | 180:19 | 77:13,18,20 | word 97:7,7 |
| verify 53:5 77:9 | 59:17 76:3,21 | weren't 34:23 | 78:7,10,15,17 | words 57:22 |
| versus 32:3 | 80:6 90:19 | 70:1,4 74:22 | 78:20,21 79:6 | wore 124:17 |
| vicinity 76:16 | 93:14 112:22 | 112:12 | 79:16 80:2,10 | work 14:19 |
| victim 25:19 | 112:23 156:19 | west 169:15 | 80:18,19 81:5 | 16:13,19 21:21 |
| 26:1 82:17 | 156:21 158:8 | we'll 11:9,11,11 | 82:2,6 91:23 | 34:7,20 37:2 |
| 83:13 163:8 | 172:13 175:13 | 38:13 138:21 | 97:4,17 98:6 | 38:7 41:1,3,7 |
| 167:15 | 182:16 | we're 6:21 15:23 | 100:1 104:18 | 41:15,18 42:8 |
| video 51:11 | ways 112:21 | 20:19 23:14,16 | 105:7,10 106:6 | 43:11,18 68:9 |
| view 77:13 | weapon 62:11 | 24:22 25:14 | 107:11,17 | 69:2 147:3 |
| 79:17 80:2,10 | 62:17,21 64:22 | 32:2,6 33:14 | 110:17 111:14 | 176:17 |
| violence 81:1 | | 34:10 38:22 | 116:11 121:10 | worked 14:6,22 |

367 VALLEY AVENUE

(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660

FREEDOM COURT REPORTING

Page 207

| | | | | |
|--|---|---|---|---|
| 15:3,4 17:18 17:19,20 18:1 18:16,16,17 20:15 21:3 22:1,17 27:7 28:12 30:7 33:5,6 34:16 34:21 44:11 70:23 135:9,10 148:9,10 working 15:20 17:5 28:22,23 39:22 40:3,14 43:7 46:5 57:6 106:12 130:14 works 16:20 37:10,19 38:5 38:15 worthless 16:21 wouldn't 73:6 88:4 97:20 108:5 110:20 112:3 121:22 133:23 154:16 179:1,6 wrecker 82:19 write 51:20,22 154:21 179:6 writing 25:4 written 24:2 57:11 85:10 143:12 wrote 54:20 56:6 Y yeah 5:20 27:10 46:9 52:7,7 57:8 68:14 93:20 100:19 107:21 112:17 112:23 114:11 116:2 118:14 118:14 122:19 | 124:9 129:6 131:4,23 132:1 138:2 140:15 141:8 148:9 166:21 167:11 169:13 176:8 178:2,18 year 19:13 21:6 21:11 years 12:19 19:15,19 20:20 20:21,22 21:14 21:16 25:7 30:7 31:19 61:3 98:14 124:11 135:11 149:20 163:15 167:8,11 yesterday 9:1 28:19 y'all 150:2 151:13 160:1 y'all's 165:11 1 13:12 13:7 47:11,20 53:14 56:1,15 174:11 177:21 179:22 1086:18 87:15 173:12 10th 87:7 10:17 73:16 10:26 73:16,19 100 20:22 103 3:15 11 4:17 11:38 139:2 11:40 86:18 11:45 139:2 113 3:16 12 12:7 12:28 183:12 149 3:5 | 16 6:2 16th 140:20,22 165 3:6 17 1:13 17th 2:1 173 3:7 179 3:8 18:45 174:14 18:45:22 180:7 18:50 174:20 189 3:18,20 19 178:12,13,17 181:1,5 1901 1:23 5:8 1977 13:7 18:7 18:15 21:2 148:9 1980 18:8,13 1984 12:18 1989 13:11,12 43:1 1996 87:11 1998 17:6 20:15 22:1,8 32:23 35:4 48:12 50:3 87:15 103:21 113:3 113:23 114:7 120:12 144:22 146:10,14 1999 13:13 43:2 44:6 2 23:13 47:12 48:1 51:15 54:16 144:6,23 20 41:5 70:16 2007 1:13 2:1 6:4 22 174:16 24 133:5 2400 1:22 5:7 250 87:11 | 26 20:20 272 178:7,8 3 33:14 85:15,20 173:10 3-9-98 3:15 30 6:3 12:19 19:15 31:19 98:14 312.853.2101 4:8 32 6:2 334.353.4848 4:19 35203 2:1 5:9 36130 4:18 4 43:15 6:4 103:10,15 118:2 119:3 4-6-98 3:16 4/6 118:9 411 178:6 180:16,23 181:11,23 47 3:12,13 48 58:11 59:2,2 170:18 5 53:16 113:9,14 118:15,19 121:12 6 63:4,17 48:11 50:3 52:6 90:19 113:23 114:7 118:16 120:11 121:12 139:13,19 140:14 141:6 141:11 142:12 | 142:14 143:13 145:20 146:8 146:14 6th 119:18 120:1 120:11 144:22 6:45 50:16 58:4 174:14 6:49 49:18 6:50 49:19 6:53 57:17 6:58 50:16 58:4 60603 4:7 68 59:3 75:7 143:19 146:16 169:15 175:11 7 73:19 139:14,19 140:13,16 141:4,10,11,12 142:10,13,16 143:10,15,21 145:15 146:10 146:13 7/8 141:1 77 20:19 7701 49:14 56:2 8 84 180:16,23 181:10,22 85 3:14 9 9th 103:21 118:6 119:2,18,20,21 9:05 1:14 5:10 911 48:8,9 50:16 53:5,10 55:19 57:1,6,13 77:1 178:23 179:1 98 20:19 22:5,9 22:10,13,13,17 35:8 86:18 118:10 140:16 |
|--|---|---|---|---|

367 VALLEY AVENUE

(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660

FREEDOM COURT REPORTING

Page 208

141:1
98-61.60 1:4
98-62.60 1:4
99 22:14,17

367 VALLEY AVENUE
(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660

PLAINTIFF'S
EXHIBITD. Smith
8-17-07

| <u>TIME</u> | <u>UNIT #</u> | <u>MESSAGE</u> |
|-------------|---------------|---|
| 18:45:22 | DISPATCH | ALL UNITS: SHOOTING JUST OCCURRED OUTSIDE COURTHOUSE. BOLO FOR WHITE DELIVERY VAN HEADED TOWARD LEESBURG. |
| 18:46:41 | DISPATCH | ALL UNITS: VAN IS 84 PAST FAIRVIEW ON HWY 411. IT IS SOME TYPE OF DELIVERY VAN WITH EXPRESS ??? WRITTEN ON SIDE. VICTIM IS INSIDE |
| 18:47:50 | DISPATCH | UNIT 272 ADVISES THAT BLACK MALE CAME FROM COURTHOUSE AND SHOT DRIVER, THEN PUSHED DRIVER INTO VAN AND SHOOTER IS DRIVING THE VAN |
| 18:49:28 | 7701 | WHAT COLOR IS VAN? |
| 18:49:55 | 7701 | IS IT OLDER MODEL OR NEW VAN? |
| 18:50:09 | 7701 | JUST MET NEWER MODEL WHITE VAN |
| 18:50:36 | 7701 | TURNING AROUND GOING BACK UP MTN TO CHECK OUT WHITE VAN |
| 18:51:19 | DISPATCH | SUBJECT IN LEESBURG ADVISES THAT VAN DID TURN ON AL 68 GOING TOWARD MOUNTAIN |
| 18:51:34 | 7701 | ASKING FOR TAG # |
| 18:51:48 | 7701 | ASKING FOR CLARIFICATION |
| 18:52:04 | 7701 | WHITE VAN GOING ABOUT 75 MPH WITH CHEROKEE LIC PLATE; THIS IS THE VAN LIC # 1CP3656, ANYBODY CLOSE ENOUGH FOR 10-39? |

| <u>TIME</u> | <u>UNIT #</u> | <u>MESSAGE</u> |
|-------------|---------------|--|
| 18:52:47 | 7701 | I AM JUST PAST CHAMBERS FLORIST |
| 18:53:00 | 7701 | WILL CONTACT COLLINSVILLE |
| 18:56:51 | 7701 | WE HAVE 10-00-- SHOTS FIRED AND SUBJECT IS OUT OF VAN |
| 18:58:49 | CE-10 | CALL ALL OFF-DUTY OFFICERS 10-17 |

**PLAINTIFF'S
EXHIBIT**

 D. Smith
2 8-17-07

**9th JUDICIAL CIRCUIT
NARCOTICS TASK FORCE
CHEROKEE / Dekalb COUNTIES**

STATE OF ALABAMA

Agent's

Activity Report

98

| | | | |
|--|--------------------------------------|---|--|
| Date 03-06-98 | Cherokee Dekalb | Case Number 98 - | Case Agent Danny Smith |
| Defendants Name GAVIN, KEITH EDMUND | | Offense(s) Charged (1) CAPITAL MURDER (2) ATMP. MURDER | |
| Officer Assisted Larry Wilson | Agency Assisted Cherokee Co. S.O. | Misdemeanor Felony <input checked="" type="checkbox"/> | Trafficking Investigation <input checked="" type="checkbox"/> |

Summary:

On the above referenced date at approximately 6:45 p.m., 911 dispatch put out a BOLO for a white delivery van. Dispatch advised that a black male approached the van, shot the driver, pushed him over in the seat and then the shooter jumped in the vehicle and was last seen driving off in the van headed toward Leesburg on 411.

When the bolo was given out, I was returning from Fort Payne and was passing Sand Rock School. As I listened to the other units on the radio, I sped up attempting to get in position at the top of the mountain on highway # 68 to observe the vehicle in the event that it got past the other units. At the time the bolo was put out, it was raining and visibility was limited.

When I reached the top of the mountain, the Centre units were attempting to catch up with the vehicle and the Leesburg unit was trying to get back to the 4 way stop to assist. I went ahead and started off the mountain and I met a white van just as it crossed the bridge at Bristo Springs, but I was unable to see any writing or markings on the vehicle. I radioed dispatch that I had met a van that fit the description and my location. I advised that I was turning around on the vehicle and that I would advise.

I turned around at the gravel pit and caught up with the vehicle as it topped the mountain. I radioed dispatch that I was behind a white utility van that was marked on the back door, **CORPORATE EXPRESS**, Jefferson County License # JCP3656. Dispatched advised that was the vehicle and advised the other responding units.

Narrative Continued :

At this point I radioed 911 dispatch to verify my understanding of the BOLO, I asked if I was correct in that I understood this was a car-jacking, that the driver of the van **NOW** was in fact the shooter and that the original driver of the van was still in the vehicle. 911 Dispatch acknowledged that was correct, and I then began trying to determine if any of the other units were close enough to help.

I continued to follow the van and after determining that none of the responding units were close, that they were caught up in traffic, I advised 911 dispatch that I was switching radio frequencies to request Collinsville PD to dispatch a unit to assist.

I contacted Collinsville Police Department and advised them what had happened and requested assistance from their unit. The dispatcher advised that he had a unit at Pat's old Handi-Mart on 68 on another call. At this point, I spoke directly over the radio with Patrolman Rex Leath. I advised him what had happened and my location. I requested that he stay at Pat's, that we had other units responding and we could take him down when we got to him.

The driver of the van was operating the van very erratically, traveling between 60 - 70 miles per hour, attempting to pass several vehicles travelling in front of him, he would speed up, slow down and was weaving from the center line of the road to paved edge. While talking to Ptl. Leath on the radio, the driver of the van apparently became suspicious of me and slowed down turning on the right hand turn signal and pulling off on the shoulder of the road as he slowed down. I advised all units that the vehicle was stopping just past the pull off at the old service station just past Pat's house, that I was going to have to go ahead and take it down. As I pulled to the side of the road behind the van, he pulled back onto the highway and accelerated began to sped away. I pulled back out behind the vehicle and advised all units of his actions, that he had pulled back onto the road and appeared to be running.

Still headed west toward Collinsville on 68, we ran back up behind traffic and had to slow down again, as we approached the Gas Storage Tanks, the driver appeared to attempt to turn onto the cut through road but missed the turn. As we approached the bridge at the intersection of 68 and County Road 48 we met Ptl. Leath in a marked unit. The driver of the van attempted to pull out to pas but had to pull back because of oncoming traffic. I advised all units that I was going to go ahead and stop the vehicle, that he was going to be a runner. I advised my location and when I turned on my blue lights, the van slammed on the brakes and slid to an immediate stop in the middle of the highway. I advised all units that the subject had stopped in the middle of the road and that we were on foot.

Narrative Continued:

As I stepped out of my vehicle, the driver, a black male, opened the vans drivers door and jumped out of the van, stepping out away from the door out in front of traffic in the east bound lane of highway 68. The traffic in the eastbound lane of 68 had to make a sudden stop to avoid hitting the van and also the driver as he stood in the middle of the road with his back toward them. He had a pistol in his right hand, he took aim and he fired one (1) shot at me as I was stepping out of my vehicle. I took aim to return fire but had to pull up because I didn't feel that I had a clear sight picture. As I looked at the subject, I could see a headlight on each side of him from a vehicle that had stopped right behind him.

After firing the shot, he then turned and ran in front of the van toward county road 48, stopping and turning toward me and firing another shot as I reached back inside and radioed that we were on foot, shots fired and requested a 00 Zero. I then started to pursue the subject on foot just as the Collinsville Unit pulled across in front of the van toward County Road # 48. The strobe lights from the patrol unit temporarily blinded me and the subject apparently disappeared into a wooded area near the creek.

After Ptl. Leath and myself made an attempt to locate the subject, I advised Ptl Leath that he couldn't have gone far, that he was standing approximately 25 yards from the van just prior to his pulling up in the patrol car. I requested Ptl. Leath ride out the dirt road and make sure he wasn't running up the middle of the road. I advised him that I would return to the van and check on the driver.

I found the driver, a white male who appeared to be in his sixties still partially seated in the driver's seat but laying over on the passenger's seat. After checking the driver, I returned to my vehicle and radioed 911 dispatch and requested an ambulance 10-17 and again gave him my location.

Other units began to arrive on the scene and I advised them what we had and requested that the wooded area be boxed up to contain him and that the K-9 handlers from the Department of Corrections be notified.

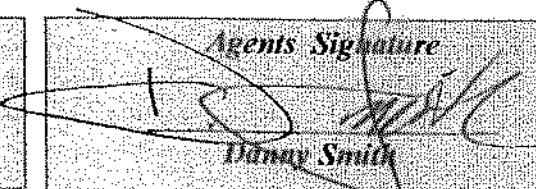
I grabbed my medic-bag from my vehicle and returned to the van and began to work with the victim. After checking further, I radioed the responding ambulance and advised them of my assessment and that I had observed what appeared to be at least two separate entry gunshot wounds.

I stayed with and continued to assist the victim until the ambulance arrived. I assisted them in packaging him and the on scene treatment. After he was removed from

Narrative Continued :

the van and placed in the ambulance, we observed what appeared to be an exit wound in the right upper chest under his right arm as we finished packaging him for transportation to the ER. I requested one of the Rescue Squad members to relieve me and I returned to assist in the search.

Defendant Identifying Data

| | | | |
|---|-----------------|--|--|
| Name : GAVIN, KEITH EDMUND | | Address : 1440 WEST 14 th Street Chicago, IL | |
| Phone : () - | | | |
| DOB : 03/30/60 | Race : B | Sex : M | |
| SSN : 343-54-7191 | City : | State : ILLINOIS | |
| Copies To : File <input type="checkbox"/> District Attorney <input checked="" type="checkbox"/> Other Agency <input type="checkbox"/> | | Agents Signature  Danny Smith | |


**PLAINTIFF'S
EXHIBIT**

Cherokee County Sheriff's Department
RECEIPT FOR PROPERTY

3 D. Smith
8-17-07

| | | | |
|---|--|------------------------------------|-------------|
| GOTTWALT, SANDRA FREEMAN NAME | | CASE NO: 980030032 | |
| CORPORATE EXPRESS ADDRESS | | OWNER'S NAME: CORPORATE EXPRESS | |
| 2032 SHAGBARK RD. BIHAM, AL. 35244 SOCIAL SECURITY # | | OWNER'S ADDRESS: | |
| # 417-80-7328 D.O.B.: 01/22/54 | | DATE: 3/10/98 | TIME: 11:40 |
| LOCATION WHERE PROPERTY WAS OBTAINED: | | | |

[illegible]

| | | |
|--|--|--------------------|
| NAME AND ID NUMBER OF OFFICER OBTAINING PROPERTY H. DEAN BUTKRAM, III | SIGNATURE  | ID NUMBER CE-12 |
|--|--|--------------------|

CHAIN OF CUSTODY

[illegible]

| CHAIN OF CUSTODY (Continued) | | | | |
|------------------------------|------|-------------|-------------|------------------------------|
| ITEM NO. | DATE | RELEASED BY | RECEIVED BY | PURPOSE OF CHANGE OF CUSTODY |
| | | SIGNATURE | SIGNATURE | |
| | | NAME | NAME | |
| | | SIGNATURE | SIGNATURE | |
| | | NAME | NAME | |
| | | SIGNATURE | SIGNATURE | |
| | | NAME | NAME | |
| | | SIGNATURE | SIGNATURE | |
| | | NAME | NAME | |
| | | SIGNATURE | SIGNATURE | |
| | | NAME | NAME | |
| | | SIGNATURE | SIGNATURE | |
| | | NAME | NAME | |
| | | SIGNATURE | SIGNATURE | |
| | | NAME | NAME | |
| | | SIGNATURE | SIGNATURE | |
| | | NAME | NAME | |

FINAL DISPOSAL ACTION

RELEASE TO OWNER OR OTHER (NAME/UNIT) _____

DESTROY _____

OTHER (SPECIFY) _____

FINAL DISPOSAL AUTHORITY

ITEM(S) _____ ON THIS DOCUMENT, PERTAINING TO THE INVESTIGATION INVOLVING _____ (Grade)

(Name) _____ (Organization) _____ (IS) (ARE) NO LONGER

REQUIRED AS EVIDENCE AND MAY BE DISPOSED OF AS INDICATED ABOVE. (If article(s) must be retained, do not sign, but explain in separate correspondence.)

(Typed/Printed Name) _____ (Signature) _____ (Date) _____

WITNESS TO DESTRUCTION OF EVIDENCE

THE ARTICLE(S) LISTED AT ITEM NUMBER(S) _____ (WAS) (WERE) DESTROYED BY THE EVIDENCE CUSTODIAN, IN MY PRESENCE, ON THE DATE INDICATED ABOVE

(Typed/Printed Name, Organization) _____ (Signature) _____

PLAINTIFF'S
EXHIBIT4 D. Smith
8-17-07

Interview with: DeWayne Meeks
DOB: 12-28-64
SSN: 418-98-0555
423 West 179 Street
Country Club Hill, IL
Date: 3-09-98

Present at Interview: Tom Arambasich
Tony Birch
Danny Smith
Larry Wilson

STATEMENT OF DEWAYNE MEEKS

On 3-09-98, we talked with DeWayne Meeks about the murder of William Clinton Clayton, Jr. DeWayne said that Keith Gavin was his cousin and that he had been letting him stay with them since he got out of Prison to try and help him. DeWayne said Keith had been doing good since he got out. He said he had let him come to Fort Payne with him back in January to see his family and he didn't have any problems with him.

DeWayne said Keith asked him to take him to see his girlfriend in Chattanooga, Tennessee. He said he told Keith he didn't have the money to go. DeWayne said Keith told him that if he would use his credit card that his girlfriend would reimburse him the money, that she had gotten her Income Taxes. DeWayne said he would take him, but he was going to take his wife and baby. He said they went to Chattanooga, Tennessee, but she was not there so they got two rooms at the Super 8 Motel. He said they started up to the rooms and Keith

asked him for the keys to his Blazer. He said he gave him the keys and then him and his wife went on up to the room. He said in a few minutes Keith came on up and went to his room. DeWayne said they stayed in rooms 113 and 114.

He said Keith asked him to take him to Fort Payne to meet her. DeWayne said he told Keith he didn't want to go to Fort Payne because if he didn't go by and see his family they would be mad at him and he didn't want them to get mad. DeWayne said finally he told Keith he would take him but he was not going to ride around all over Fort Payne. DeWayne said they went to Fort Payne to the bowling alley and sat for an hour and then went to look for her house. He said Keith said he thought he could find it. DeWayne said he told Keith he didn't have the money to ride around all over the place looking for her. He said Keith said that she would give him the money when they found her. DeWayne said he told Keith that his wife was going to be mad at him if he didn't live up to his part of the bargain. He said Keith kept on until he told him he would take him to see if he could find where she lived. He said they rode around looking and wound up in Centre. He said they pulled up at the red light between the Courthouse and the bank. He said they were still fussing about the money. He said there was a van parked next to the bank. He said Keith said pull up to the van and he would ask him for directions. He said he did and Keith got out and went over to the van and told the guy to get out. He said he yelled at him and asked him what are you doing? He said then Keith got the guy and he turned and looked at him like he was next and he

door. DeWayne said he turned right toward Leesburg. He said as he started turning he looked back and saw Keith shoot the guy one or two more times and then push the guy over in the seat and get in the van and take off after him. He said Keith tried to get him to stop several time but he wouldn't stop because he knew Keith would kill him. He said they were going toward Collinsville. He said he looked back and saw a patrol car stopping Keith. He said he didn't stop because he was scared for his family's safety. He said all he could think about was getting back to them before he did, because he knew if he beat him back to the motel Keith would kill his family and wait on him. DeWayne said when he got back to the motel he told his wife what had happened. He said they talked about it and decided it would be better to wait until they got back to Illinois to report it for their protection. He said when he got back he called Marty Tutor and Nelson Burris and told them what happened. Then he said had Tom Arambasich to come over to Marty Tutor's house and he told him what had happened. DeWayne said then Tom called his superior officer and told him. Then he said Tom and him called Tony Birch with the Fort Payne Police Department and told him what had happened. DeWayne said then Tom called Cherokee County Sheriff's Department and told them he had a witness to the shooting. Then they had Larry Wilson to call Tom and talk to him and to me. DeWayne said the gun that Keith had was his gun. He said he had come back and reported it stolen. He said he didn't know when Keith took the gun out of his Blazer; at the motel or if he got it from out of his house.

x DeWayne Meeke
4-6-98

PLAINTIFF'S
EXHIBIT

5

D. Smith
8-17-07

TAPED INTERVIEW OF DEWAYNE MEEKS

TOPIC: MURDER DURING THE COURSE OF ROBBERY/
ATTEMPTED MURDER

LOCATION: WILL COUNTY SHERIFF'S DEPARTMENT

DATE: APRIL 6, 1998

INTERVIEWER: DANNY SMITH, DISTRICT ATTORNEY'S INVESTIGATOR
LARRY WILSON, CHEROKEE COUNTY S. O. INVESTIGATOR

WILSON: This will be an interview with Dewayne Meeks in the presence of Tom

ARAMABASICH: Arambasich

WILSON: Danny Smith and myself, Larry Wilson. This will be in reference to the death investigation of William Clinton Clayton, Jr. Today's date is 4-06-98 the time is 10:15 a.m.
DeWayne if you will tell us what happened back on March 6.

MEEKS: Okay, um as far as I remember, my cousin wanted me to take him down to Alabama to see a female. A girl he had met a couple months earlier. Um, so I told him, yea no problem I will, but I don't have any cash like that just to ride up and down the road. So he said when we get down there the girl will pay for this trip. What he said was hit me and that um, would take care of the expenses for me driving all the way down there. So I said Okay. So I told my wife, I said um, go with me, help me drive because I know that Keith is not a good driver as far as the highway you know he hasn't driven a car in allot of years. So she didn't want to go, so I convinced her, I said you ride with me, we'll come back the next day. We'll just sleep over and come back in the morning. Um, I told him that. It was me, him, and my son. We went down there. Um, I put everything on the credit card and so when we got there to Chattanooga. I was suppose to take him to Chattanooga. So when we got to Chattanooga we went to the motel. I got two rooms, he said that the girl may want to stay up there, you know and do their

thing or whatever. I said we was going to leave in the morning. So when I went in I noticed, I didn't think nothing of it then; but I um, I told Keith, "You want to go in and use the bathroom before we go?" He said no, no, no, but um, let me see your keys. But I'm like I thought it was funny. So I said Okay. So me and my wife went in and checked in the room and everything and so I used the bathroom or whatever and I told her that I would be right back I'm going to drop him off at the gas station and he is going to call her and tell her we're gonna pick her up or whatever. So um, when I'm on my way out to take him, he's on his way back in. I said, "What are you doing man?" So he said, I gotta go in the room for a minute. I said alright, I thought that was strange, but I didn't think nothing about that. Um, so when he finally got out there, um I took him to the gas station. He stayed there for not long, 30 minutes at the most. Um, then he said well just take me to Fort Payne then. I said, "No, no, no! I done told you I can't go to Fort Payne. Because me and my baby's mother are in to it about who's going to tax, um, who can draw her on the tax this year." I said um, we already into it, if I see her coming, um if my little daughter know I been coming there and didn't see her that would be more drama. I already had a tough time and I know that if I go to Fort Payne, I know so many people there that somebody will pick me up. So I said lets just go to the motel or something or a little part of town and no body will know you are there. So I'm going, we go to Fort Payne. We sit there, went to the bowling alley. When I came in on the highway we pulled around and he said stop right here. So we were at a bowling alley. Um, so I'm kind of sleepy still, mad because I'm already nervous. I kept saying man, somebody's gonna see me, somebody's gonna see me. They gonna tell my little daughter I came here without seeing her, you know. So we talking about, we stayed there for a little while, and he was saying um, that she's gonna hit me, kept reenforcing me. We kept talking about the money issue. I'd put everything on the card, and if I were coming back to that motel without any funds for the trip down there. I said there's going to be some trouble between me and ole girl. Cause we got a set amount of money that we can use for this and that and she didn't really care to much about Keith so that would have been a big, big fight about that. So, I'm dozing off, waking back up saying man what's up? What's up? And he said well, I know where she lives. She lives in a place like a, it sounds like an Indian. I said, "Cherokee County?" He said, "Yeah, yes somewhere like that." I said, "Alright!" So we take off up 35. He said, "Yeah, yeah

this is the way." Remembering. So, I'm going all this and that and in the mean time I've been up like 24 hours off and on dozing off. And I'm getting kind of ill. And when I get kind of ill, I get kind of sleepy, even tired, kind of irritable. So I'm really, then feel like I'm being a Yo-Ke Doke. And so we are talking back and forth. So finally, um, we got to kind of like a dead-end, a street with a stop light, he said pull up, I'm going to ask this guy for directions. I said, "Alright man, alright." So he gets out and I noticed on my left at the stop light there's these guys in a pickup truck and they looking at me and I said oh, no. I said to myself, I can remember this quite clearly, these guys are fixing to start something, they look like you know, some good ol' boys or whatever. And Uh, so all of a sudden I keep looking at them and I noticed that they are not looking at me, they are not really looking at me they are looking through me, like this. So I look back and I see Keith telling this guy, I really can't tell you what he said, but I see this guy shaking his head. So I said, "Keith, what are you doing?" I'm screaming and hollering and um all of a sudden a shot rang out and um I guess the car moved up or something and when, it like happened so fast when the first shot rang I floored it, the door was like open and it hit'em like that, bloop, and it close on when I hit'em like that. So I took off and I moved up a little bit to the light, and when I see in the back, I see Keith fire again, you know. And all of a sudden he pushed the guy over and then he follow after me. So I said, "Oh no, the first thing I said was Oh, Sh___, like that." So, I'm taking off I turned right. I'm taking off I'm flying. It's raining and stuff so I'm probably going 55 or 60. All of a sudden he is behind me and he pulled up behind me. Trying to blink at me, trying to get me to pull over. I said, "No, no, no!" Because I was scared to death, I'm scared that he's mad because I took off and left him and um, or I'm a witness or whatever. So all of a sudden, we going and going; I kept saying, "No, no!" I knew I had to get back to the apartment, the hotel, I gotta get Sharon; because if he gets there before I get there I'm in trouble. So, finally I see a blue light, um pulls him over and I take off. I get back to the motel room, and um, I tell her what happened, tell my wife what happened and um, she said okay, that we gonna do something. So I said, "I need to make a statement", like that. She said, "Yeah, you're right." So the baby was hollering and crying, because it was an upsetting moment and she said he ain't ate nothing and said, I said well go carry him to eat or something like that, for a minute to decide what we gonna do. So they

went to McDonald's or somewhere and came back she said, "Sweetie, um I know why you didn't stop and tell the police then, because um, it may be a little racial thing about um, a White guy and a Black man." She said, "Let's go up North and you make your statement in Chicago." I said, "Okay, cool!" So we got in the car and drove back that night real fast. And so when I got there, um I got home I remember about 6:45, I called Marty Tutor, um I remember it was like, um 6:50 or something, cause Marty said, "Man, I'm just fixing to take my wife to the airport, she's going somewhere!" I said I need you to come over real quick, I got something to tell you, and um, it's important. And Marty said, um I'll be over there in a minute. Well, he had to take his wife to the airport and he came over afterwards. And so I called Nelson Birch, in Alabama, and told him, "Man I need you to look up and make sure they caught this guy. Something happened in Centre, I need you to tell, make sure they caught this guy. Something happened and I want to make sure my family is safe or whatever. And then, Nelson never did call me back, because he didn't know what's going on. So I think the next person I called was Uncle Tom. You know he wasn't at home, so I left a message on his machine for him to contact me. So finally, me and my wife looked around the house, because I told her I think that gun, I don't know where he got that gun at, it may be mine. So we looked around the house and searching or whatever, and then finally I said, "Oh, no!" I found two clips that was there, but I had three clips to the gun. I said, um I think when I talked to you or Marty, Marty told me I need to make a police report and tell them the gun was stolen. He said don't tell them that you think it was used in a Robbery until you know for sure, just tell them you think whatever. So I said, "Okay." So I called Country Club Hills Police, made the report and then finally Marty come over and said you know you need to get out of here, find a lawyer and make this statement to him. So we went to Joliet, um to Marty's house and we kept trying to call Uncle Tom. Finally Uncle Tom called and I told him you need to come over real quick, I said it's very important. He came right over in less than about 15 or 20 minutes, and I told Uncle Tom what happened. He said, "No problem." He said, "We gonna take care of this." He said, "What we need to do is, um call down to Alabama." So, we um called Tony Birch and told Tony what happened and that's how we got started calling you guys on what happened and everything. I know I'm rambling, but everytime I repeat this it gets me shook.

SMITH: Of course it's been some time since it happened, nobody expects you to remember everything detail by detail. But for the benefit of the tape and I know when we talked to you before and started to tape and also on one prior occasion when we taped it and the tape didn't turn out. Um, Keith is a cousin of yours, is that correct?

MEEKS: He's a First cousin.

SMITH: Okay, and um Keith is a currently on Parole or was on Parole? And what about, I told Larry that we didn't ask you, and I meant to, I don't know why we didn't. But Keith, was he paroled out in anybody's, I don't know how they do that here, was he paroled out in anybody's custody that he had to have a particular address, a place to stay and a job when he come out?

MEEKS: Okay.....

SMITH: How do they do that?

MEEKS: Um,.....

SMITH: The main reason I'm asking is was he paroled out in your custody?

MEEKS: No, he was paroled out to his mother or released to his mother or whatever. I know he was staying over there. Um, because I thought he was released, I thought he had did his whole time.

SMITH: Okay.

MEEKS: Um, he was released to his Mom. He was having problems at home off and on. Because one time he used to call me all the time and say these terrible things about the murders and everything. Him and his sister got into it one time. And um, I said man just come over to the house and just chill with me, just chill for the weekend and get your mind right. We got television, you can flip it, um, we live in like a nice part of town, no gang banging. Cause he lives in the gang banging part of town and I understand what he was going through. So I said just come over here and chill. So he was staying with us off and on every other weekend, or a week, whatever.

SMITH: Okay, the trip to Alabama. When he asked you to take him to Chattanooga to his girlfriend's. Was that trip a a spur of the moment thing or did he talk about that for several days before he asked you to take him down there.

MEEKS: Um, that day it was spur of the moment. Because I know he wanted to go back there and see her. Because he kept talking about her. Because I told him, man you have to chill down South if you want to get away from the gangs and stuff. So he said he'd been talking to that female. But that day was a surprise to me, that he wanted to go that day, you know.

SMITH: I think before when we talked to you, um we had asked who the girl was and you didn't know the name at that particular time, but he did go home with you once before and you've got some family living there in Fort Payne. And on one prior trip back home, he rode home with you one weekend or something. Okay, so he could have known or have you since found out the name of the girl.

MEEKS: Cassandra is all I know. And I found that out about a week or two ago.

SMITH: Okay. So all you know is the girl's name is Cassandra?

MEEKS: Uh-Huh.

SMITH: Okay. I've got some pictures of.... I've got three photographs of the bank or that intersection there in Centre where the bank is. I'm going to ask you a couple of questions, so to clarify in our minds. You told as you were talking about the people that were sitting next to you in the truck. That the guy was sort of turning looking back at you. Which would indicate to me that he was park directly in front of you and um, that he was looking through you. So just for clarity, I'm going to ask you to show me on the photographs if this in facts looks like the intersection to you.

MEEKS: Uh-Huh..

SMITH: How were ya'll position as far as the truck or the van was concerned over there that day? I didn't know if ya'll had pulled up behind it like you were going to park or whether you were still out in the street? But there is three photographs. This one here is, they are staged, this one is coming up to the intersection, this one is setting at the intersection, this one makes the turn. But the courthouse is on this side of the street here.

MEEKS: On the left?

SMITH: Yeah.. This right here is the corner of one of the windows, the basement windows over at the courthouse.

MEEKS: All right.

SMITH: Um, but this for the record, this is the Regions Bank and this is the area where the shooting occurred.

MEEKS: This is where it happened?

SMITH: Yeah!

MEEKS: I don't remember...

SMITH: The photographs are not, is not a wide angle lens so there is going to limited view, but this right here is the turn going toward Leesburg.

MEEKS: That's the way I went?

SMITH: Yeah. This is Main Street right here.

MEEKS: Okay. I pulled up, I say the truck was right here (pointing on the photograph) and the van was probably right here somewhere.

SMITH: Okay. Was the van pulled up real close to the intersection?

MEEKS: Uh-uh, no, I thought we were further away to it.

SMITH: Uh...Don't let me confuse you because I'm not trying to confuse you or trick you up on it, but when you said you heard the first shot fired....

MEEKS: Uh-huh....

SMITH: You pulled up the door hit him, and you looked in your mirror.....

MEEKS: Uh-huh.....

SMITH: And you could see him.....

MEEKS: Uh-huh.....

SMITH: So, if you pulled up to the intersection.....

MEEKS: Yeah.....

SMITH: He had to be back a distance.....

MEEKS: Yeah..

SMITH: In order for you to see him.

MEEKS: Yeah, it was back a distance. I..um..if...the way it went I say we were about right here (pointing to the photograph) because the truck was pulled up right here (pointing to the photograph again) I didn't go all the way up, cause I never, when you pull all the way up to a car they looking down at you that's when stuff can start. So I kind of pulled behind him, so he really wouldn't....

SMITH: You laid back when you stopped at.....

MEEKS: Yea.....

SMITH: The intersection?

MEEKS: Yeah, I laid back. I never, like I said if there is two (2) cars right here (illustrating) and a third one together, what I would park..um pull up about in the middle. Just because me be a security and working in security environment. I try not to get in a confrontation with people. I figure, I'm from down South. And so, I was like (illustrating again) the truck was right here and I was right here, I guess the van was right there too parked next to us, or whatever. So I guess I was about maybe on ahh..the ahh..on this side right here (pointing at the photograph).

SMITH: Uh-huh.....

MEEKS: It was kind of dark. And so when I pulled up and I looked in the mirror. Yeah....Yeah that's what happened.

SMITH: Okay. Let me....I want you to think through it now, Because if you are sitting, sitting behind the truck...

MEEKS: I wasn't behind the truck.....

SMITH: Okay... Well, alright if you are sitting staged back, basically behind the truck.

MEEKS: Uh-huh...

SMITH: You take off your door hits him and closes. Then you had to be back behind the vehicle.

MEEKS: Okay.....

SMITH: So Keith would have been in front of you and the person would have been looking across.....

MEEKS: Because, the truck when it first, the truck jumped, I guess it jumped and then it went like that (illustrating) for a minute. And I took off.....

SMITH: The vehicle, that Uh....

MEEKS: It jumped.....

SMITH: The one that was parked there on the side.

MEEKS: Yeah.....

SMITH: Okay....

MEEKS: It jumped.....

SMITH: Alright....

MEEKS: It jumped and it kind of went up and he was in front of me a little bit for a minute. Like the wild west, for the first of I remember I told you, it was like, it was like a shoot out at O-K Corral. And so when he first jumped, um....like this (illustrating), I kind of like cringe like this (illustrating) and I just....vrooo...and it hit like boom like that and it shut my door like that.

SMITH: Okay. So, when Keith got out and asked for directions..

MEEKS: Uh-huh

SMITH: Are you looking forward, to your right or did you have to look over your shoulder.....

MEEKS: Yeah, its about like right here (illustrating)....

SMITH: Okay....

MEEKS: Right there....(illustrating)

SMITH: So, you're parked just a little bit ahead of the vehicle.....

MEEKS: Uh-huh....

SMITH: You stopped in the lane of traffic? You didn't pull over next to the curb or anything?

MEEKS: No...Uh-huh....No....

SMITH: We had one witness that said it looked like the vehicle had pulled up behind it and parked. I think another one said that it stopped beside it. I told Larry, I said we didn't even ask to clarify that.

MEEKS: I was next to the pick-up truck.

SMITH: Okay. But you did not pull up against the curb behind it.

MEEKS: Nope....

SMITH: Did you have a...uh...was a head light out on your truck on your truck that night?

MEEKS: Uh-huh.....

SMITH: Okay. Do you remember which one?

MEEKS: Uh.....Right.

SMITH: Passenger side?

MEEKS: Right side.....Yeah.

SMITH: Okay. Was there a...was there any other vehicles around...I mean behind you. I mean.....

MEEKS: I don't remember nothing about it....I know it was like several vehicles stopped over like maybe like (pointing and illustrating) right there, right here and right here. I remember two or maybe three vehicles besides myself.

SMITH: Okay. For the benefit of the tape, also the vehicle you were driving that night was a what?

MEEKS: Blazer. A Green Blazer.

SMITH: Okay. Is it dark or light green?

MEEKS: Dark.

SMITH: Okay. Its um..I think its a S-10, 2-door, I believe, isn't it?

MEEKS: Uh-huh....

SMITH: Okay. That will clear that up on which vehicle was which. The witness described one with a headlight out. It was parked or whether they thought it was parked. I believe when we talked to you before, um...prior to the start of the tape, we provided you with our notes from the previous interview.....

MEEKS: Yes..

SMITH: And let you look through it. Um....the ah...other than maybe some misspelled words. The statement that was dated 3-09-98, it that pretty much what, anything you want to take an issue with, was everything correct in it?

MEEKS: It looks pretty good....

SMITH: Okay. Alright. The um.....Anything from Keith prior to this that would indicated to you that anything like this might happen?

MEEKS: Uh.....No. But when he kept. When he called me at his house and um....I mean I was at work a couple of times when he called me and he said he was about to blow or he was going to get a case of something. Cause he was having problems with his family, but I thought that was just...um...I ain't never heard of him hurting his family or nothing. But I know he needed to cool off so that why I had him hanging around me, because I figured and that me and my belief is that if you hang around positive folks that something would rub off on you. And so he was doing good. As a matter of fact he had uh...I got him at this Elite, I think its a Day Labor place. He was working there a little bit. He was doing, which I thought was doing pretty good, you know, I know that in his neighborhood and everything. And if you know anything about Chicago, some of the rough sides, sometimes these guys get to be a part of their environment. So I figured if he hung around some different folks, you know..

SMITH: He, um....for the benefit of the tape also. Keith had just been release in um...I think um...December 27.....

MEEKS: 27th...

SMITH: 28th.. Um...from a detention here in Illinois Penitentiary for Murder? I think he had been there um.....

MEEKS: 17 straight years.

SMITH: Okay. So he hadn't been out long? He just and um...if I gather from what you are saying. Um....he had a problem re-adjusting to society or to civilian life and you were trying to help him work through that, by him calling you and saying that he was having trouble at home or he couldn't get along or whatever.

MEEKS: Uh-huh.

SMITH: Okay. Um....but he hadn't been in any trouble that you know of since.....

MEEKS: Not that I know of... I mean he stayed with me, plus I was at work. I even took him to the gym a couple of times with me. Um...because that was always a thing for me. Staying in the gym....um...do things feeling better about yourself and everything.

SMITH: Okay. Um.....how long had he stayed with you, before ya'll left to bring him to.....

MEEKS: I think the weekend before. He stayed a couple of days. Um....one day I tried to get him to stay. Um....he said no take me home. Lets go on. I said, I was already back out at my house and I had to get up and go all the way back out there. And that was a problem too, because my wife always thought I was out there doing something wrong because um.....I you know she had her reasons, but.

SMITH: Yeah. So it was causing you problems....

MEEKS: Yeah.

SMITH: Trying to be nice to him and accommodate him was causing you some problems at home too.

MEEKS: Yeah.

SMITH: He um...the night before ya'll left to come to Chattanooga. Did he spend the night with you that night? Or did ya'll....

MEEKS: He was at my house. Um....yeah. Um....I think I went to get him and I came back and got my wife.

SMITH: So he wasn't....you had to go pick him up at his mother's?

EEKS: Yeah.

SMITH: Okay. So he didn't spend the night there the night before you left? Okay, I believe you told us that you worked third shift the night before.

MEEKS: No. Um....I worked that morning.

SMITH: Okay. You...anyway you had worked that day and after work was when ya'll left and come to Alabama?

MEEKS: Yeah. It was late at night, because I went to the gym, worked out, my usual thing. Um...had to take care of some business or whatever. I went and packed my stuff and told him I'll be there to get you and everything.

SMITH: Okay. When ya'll registered at the motel in Chattanooga, I think you said you registered in two rooms?

MEEKS: Uh-huh

SMITH: Um....because you thought maybe that when his girlfriend got there that they might want to stay over or use the room?

MEEKS: Uh-huh

SMITH: Um...did you fill out the registration on both of them?

MEEKS: Yes

SMITH: Okay. Did you show two adults in each room?

MEEKS: Uh...I showed. They asked who was going to be staying. And I said two, because I didn't want any problems with them.

SMITH: Okay. Well, we've gotten the information from them and the registration showed two adults in each room. That's the reason....

MEEKS: Because, you know I didn't want to have some problems later, you know...

SMITH: What age is your son?

MEEKS: He is 3.

SMITH: Okay. That's the one that went with you down there. What um..you called his name a while ago.....

LEKS: Kent.

SMITH: Kent. So it was him and your wife and you and Keith were the ones who actually made the trip.

MEEEKS: Uh-huh

SMITH: The other adult was, so what you figured if she showed up that she would be in the room, so you went ahead and told them two.

MEEEKS: Uh-huh

SMITH: Okay. What time of the night did ya'll leave after the shooting happened? You got back to the motel, do you remember about what time you left Chattanooga going back home? Did ya'll stay the night? Get up and leave the next morning?

MEEEKS: No...No...We left that night. 10ish, 10:45 something like that.

SMITH: Okay. So that put you getting home what....8:00 or 9:00 in the morning?

MEEEKS: It was really quick.

SMITH: Okay. Do you remember anything about the service station in Chattanooga? Where you went to sit and wait on her.

MEEEKS: Uh-huh

SMITH: But, ya'll left the motel, I believe you say in the previous interview, that um...you left the motel and you waited around at the station around 45 minutes to an hour and she didn't show up. He wanted you to take him over to Fort Payne?

MEEEKS: Uh-huh

SMITH: And um...that you didn't particularly want to, but you went ahead, you were that far, that close you just went ahead and made the trip. Now, um...I think also in the notes of the other statement that you reviewed..um...you talked about the fact that the girlfriend looked like it was going to be a wash, looked like probably he was pulling your string on that....

MEEEKS: Uh-huh

SMITH: That ya'll had argued about the money. Um...how...to what extent....I mean....um....you didn't go into allot of detail then and you may not be able to now. But when you say you argued, what, just how far did it go?

MEEKS: Listen...you know...it..it really...to me it was just me being irritable and he said don't worry about it, don't worry. I got you, I got you, cuz. Just like that. But it was an argument, but it was not like a fight. I would never fight him. Because I know would he _____. It wasn't like I'm hollering or nothing. But when I get irritable, I get sarcastic real bad.

SMITH: Ya'll were having a serious discussion, to say the least about the fact that he promised you he would pay you the expenses and he wasn't coming across with his end of it.

MEEKS: Uh-huh

SMITH: And...um...did he say that if she didn't take of it, that he would?

MEEKS: No. He never would, because I knew he didn't have no money and I never would have fell for that.

ITH: I believe before you had said um...that she was going to hit you hard on it because she was getting like some Income Taxes back or something and that she would pay for your expenses. Um...I'd asked you before if he had called from your house, um..um..called the girlfriend or anything with a number that we might be able to run down. Have you had the opportunity to look or have you found a number or something that we might be able..um...do you know of any way to contact her. Mutual friend or something.

MEEKS: Okay. Um...Charles Carter introduced them...well his girl...his girlfriend introduced them.

SMITH: So, if we get with Charles or his girlfriend, they should be able to tell us who the girl is?

MEEKS: If they really know her like that, yeah.

SMITH: Okay. Um....the um...there wasn't um...I know we asked this before, but there wasn't any discussion about the robbery or anything that he said that might lead you to believe that he was going to do anything other than ask

for directions.

MEEKS: No.

SMITH: Did it um...did you not...did it not seem a little odd to you, of course I realize that you had been up and um.... that you had worked all day and you had been on the road, um...I can relate to that because we did that yesterday, so I know how it is. But did it not seem a little odd to you for him to have a girlfriend that was suppose to have been in Chattanooga, then Fort Payne and now we're over in Centre? Then he's going to pull up and ask for directions and don't even know her name or....just....is he just that quite and kept to himself that much?

MEEKS: Yeah. He was quite, but..um...I told him I didn't want to go to Fort Payne. So he said take me close. So I said, "Well I'll get you to Chattanooga, everybody knows where Chattanooga is at." "It's straight up the highway so it will be easy to find."

SMITH: Okay. So the stop in Chattanooga was actually your....

MEEKS: Uh-huh

SMITH: Something that you told him you would do to keep from going to Fort Payne? Um.....

MEEKS: I told my wife, I said um..."We'll go to Chattanooga and it will be easier, we get back on the highway and you know go back to, you know Illinois."

SMITH: I think..um...to clarify that...um...I think before that you told us that you and your wife had been to court on Child Support..or

MEEKS: No...no...My child in Fort Payne.

SMITH: Okay..

MEEKS:

SMITH: Okay. So you've got a daughter in Fort Payne...

MEEKS: Uh-huh

SMITH: You just been back to court or been back through DHR or something up here....

MEEKS: For the....um....Child Support. And we were getting...I

SMITH: was going to claim her on taxes and um...we were having a thing about that too.
Okay. So that was the reason that you just really didn't want to drive right back into Downtown Fort Payne, there was no other reason than that? Um..I think that when we talked before and when we did I don't think at that particular time we hadn't recover a weapon. But since then, we have.

MEEKS: Yeah. That was a blessing.

SMITH: It is going to be the .40 caliber Glock. The serial numbers and everything matches the one you reported here.

MEEKS: That put the pressure off of me, from him thinking that I just snitched on him .

SMITH: Yeah. Has he um...had any contact with you since...

MEEKS: Uh-huh

SMITH: Since he's been locked up?

MEEKS: Uh-huh

SMITH: Anything out of the ordinary...Anything that we need to know, or anything that you think we might should know?

MEEKS: I think I just told you the conversation consist of um.. when he finally told me...one day he called and um...my wife told me don't accept his phone call. I wanted to know what was he thinking, you know as far as um...was he going to do something to me for leaving him or whatever? So the thing was, the first time it was an alibi from Charles. I said, "No, I can't do that, because Charles don't know nothing about this." "I'm not getting Charles involved." And he don't know that I had already told on him. So, I really didn't say much. So this last time that he called, I said they found the gun. I asked Mr. Wilson, I said um...can ya'll like let him know that the gun is found. ----- So um...he said I really can't tell him, but I can tell his lawyer. So finally that Friday he called and I said like Okay. I'm going to hold my breath. I'm going to tell him, you know they found the gun. And so I told him that and I think um...he just like got quite and like he said I'm sorry man and I know you didn't know the gun was gone. I said I know man. And um...and so he just said I'll take care of the rest. Because I told him, I said man they got me, my wife hollering the kid crying.....(end of side one)

SMITH: Okay. The tape kicked off and I had to swap sides on the thing. Just go ahead and finish up. The um...this call he made to you of course was collect. I'm sure it had to be considering.

MEEKS: Uh-huh

SMITH: Was it recorded? By chance did you record on a answering machine or anything?

MEEKS: No. No.

SMITH: You didn't think about it?

MEEKS: Should I?

SMITH: Well, no...I just wondered if you did...um....

MEEKS: Did ya'll record ya'lls?

SMITH: Um...I'm assuming no.

MEEKS: Well they do at Stateville. So I figured that would have.....when he said that, I was like well.....

SMITH: Have you received any threats from him or anything like that from him?

MEEKS: From him? No, not from him..

SMITH: Okay.

MEEKS: Have I received any threats?

SMITH: Have there been any more generic, have you got um...related to this investigation....um... have there been any threats?

MEEKS: Uh-huh.

SMITH: Okay. Tell me about them.

MEEKS: Okay, I think I told you and I told Tom....um...first of all the first one was through a mutual friend Marty. Um..um..He told Uncle Tom..um..um...I guess he told ya'll all this stuff about something going on in my house. Um...about a car or something....um...um...he came to my house one day to see if I was alright, because he knew what had happened. And he said that um....that there is a

MEEKS:

From him?

SMITH:

From any of the family. As far as anybody threatening, because um...we'll do whatever we can as far as the threats and the intimidation....

MEEKS:

Well, the other day.....

SMITH:

We'll try to deal with that as much as we can through the Illinois Police and help you on that.

MEEKS:

Well he made me a thing the other day to move out to the _____ house. And um...I said well I can't really pick up like that. I don't have the cash like that to just to pick up...pick up like that. But the last time I talked to him, I really felt in my Spirit that he understands. And I think um...that he's going um...admit everything and take his side of the responsibility.

SMITH:

Well, we had um....I don't think there is anything that would...as I can see that would indicate that um...that he holds any hard feelings toward you on anything that has happened so far. We have had very little conversation with him and what feed back we've got from some of the others has not been anything negative as far as.....

MEEKS:

Nah...

SMITH:

Him blaming it on somebody else...

MEEKS:

Yeah.....

SMITH:

The um...um...he was um....Gosh let's see....is there anything that we need to clear up for the benefit of the tape.....

MEEKS:

Cause you know that day that I called you, ya'll was... I was in disarray then. But I called both of ya'll at the same time. Because, there was a lot of stuff going on. Marty kept putting this stuff in my wife's head about, you gotta watch out, you gotta watch out, you know. You'll never know how he is. But then when I _____ can you kind of let him know that, you have to let the know that, hey you didn't snitch on me cuz, you had to take care of your family. You know...

SMITH:

Now I want to clear of the gang affiliation. Before you had told us that, he was affiliate with a

car acting very, very funny around your house. And I said well you know, before it happend..well...some of the relatives that he told that he didn't do it or whatever, been told that Keith called and told me that you better give him an alibi, threatening and stuff. I said what do you mean alibi, I told you what happened. He said that's not what happened, this and that and you better give him an alibi. And um....another call came. They all called late at night. Um...saying that um....what's that friend of yours...that you know that ya'll...that he knows down there named Charles? I said, "Why?" They said what's his name? I said, "Why?" You know the thing was we'll let the rat bite if you don't this and do that. It was like different things like...um...one day, I think I told you...um...I went to pick up my son at school and I knew that somebody was looking at me and that I know that for a fact that was a threat. Um...I don't know if he done it per-say, but I know with his family mad at me, they all think its my fault. Because they said if you hadn't never took him down there in the first place this wouldn't happened. Even um....my immediate family, got me to feeling guilty like well....what if I didn't take him to Alabama, and show him my friends and show him how nice it was down there it may not have happened. And so they...all of them they are not putting the responsibility on who done it, they putting the responsibility on me for taking him down there You know.

SMITH: But as far as anybody...any direct threats...um..

MEEKS: Indirect.....all indirect.

SMITH: Everything has sort of been indirect.....

MEEKS: Which I know what they are.....

SMITH: Some suspicious stuff that um....as far the vehicle around...um... you feel like....

MEEKS: Hanging up phone calls...hanging up...um...just different things.

SMITH: Do you happen to have an answering machine?

MEEKS: Uh-huh.

SMITH: Um....on your late night calls, where um...you know...if nothing else...you might have it where at the beginning of the calls from them you might kick it on and record it.

EEKS: The Black Gangsters

SMITH: The Black Gangsters. And um....they um...can you get some more information on that? As far as how long or what his status was with them, as you know it?

MEEKS: Black Gangsters um.....20 plus years probably maybe longer. He's 37 I think, maybe 30 years. I don't know, they start young. Um....he done something for the mob a long time ago. They hold him in great honor. Its because there is a guy up here by the name of Larry Hoover, which is um...one of the Fore Fathers of um...one of the biggest Black gangs in the country. Which is the GD. Um....it was a couple of Black Gangsters off the street, everybody was a Black Gangsters at one time, they started branching off into the _____ when he died so everybody was going there separate ways. Um....the GD's, Larry Hoover was telling, everybody from Black Gangsters is coming to the GD's. So this guy named Larry Gambrell, which I know him very well also, um...said the only person who stood said, "Black Gangsters" and stay Black Gangsters was him and Keith and several other ones. So the time was when Larry started stabbing and killing everybody up in Stateville. If you we're not going Black Gangsters, this happened in '85, that we're killing everybody that's not going to come over to Black Gangsters. Larry Gambrell, who was the principle Black Gangsters; and Keith, my cousin; took up and fought for their mob. And that's held in high standards with them. And Keith told me that when he got out that they still hadn't repaid him for that debt. So that's why I've been freaking out for the last, you know.

SMITH: His affiliation with the um....gang related activities or any gang affiliation...was that pretty much documented in his portfolio with the corrections.

MEEKS: Yeah. If you look at this status for the gangs. He's say Black Gangsters.

SMITH: Okay. I know...that in the paperwork we've seen so far I had seen the notation of that. And I thought well, maybe they don't put it in there, because a lot of states do and a lot of them don't.

MEEKS: Okay. You have to be a State employee to get that or request that. Because um....every computer...when I look up on the computer my code won't give that to me. But if a parole agent look it up it will show his gang status.

SMITH: Okay. Fine. We just needed to be able to show that. Its clear what the situation was and why every thing happened the way it did. Thank you. Do you have anything else? Oh yeah, I asked about the vehicle and all. We didn't have a um...well we had a camera the other day but there was about a foot of snow on the ground when we were up here. Do you have any objections to us taking a picture of your vehicle.....

MEEKS: Not at all, sir.

SMITH: The um...did we ever get a photograph of Wayne?

UNKNOWN: Okay.

SMITH: _____ providing the photograph. Okay.

MEEKS: You don't have any objections to that do you?

SMITH: No. The purpose of the photograph of you and the vehicle is because we have located the people that was in the pickup next to you. Um...I think it had a Florida tag on it.

MEEK: I don't know.

SMITH: They've been located and um...interviewed and this is for identification purposes. That's all it is.

MEEKS: Alright. No problem.

SMITH: The vehicle they talked about...one headlight out...um... there was some between different witnesses, there was some deviation as to whether it was Green or Gray or Black and um....all we want it for is for identification purposes. You don't have any objections to that?

MEEKS: I'm not questioning that.

SMITH: Um....I guess close it out then Larry.

WILSON: This concludes the interview with DeWayne Meeks on this date 04-06-98. The time is 10:55 a.m.

PLAINTIFF'S
EXHIBIT

6 D. Smith
8-17-07

EVIDENCE CHAIN

March 7, 1998

DATE

DESCRIPTION

Tobacco



| | |
|-------------|--------------|
| 3-7-98 | Date |
| Jimmy Berry | RECOVERED BY |
| 1 | |



| | |
|-----------|----------------|
| 3-7-98 | Date |
| Jim Berry | From |
| 2 | To: L. Wilkins |



| | |
|----------------------|-------|
| 3-16-98 | Date |
| From: L. Wilkins | |
| To: Serio boy Locker | |
| 3 | 11/10 |



| | |
|------------------------|--------|
| 3-16-98 | Date |
| From: Serio boy Locker | |
| To: Angelo Della Manna | |
| 4 | 3-7-08 |



| | |
|---------------------------|------|
| 7-8-98 | Date |
| From: Angelo | |
| To: 17565 E 1103 1002 380 | |
| 5 | |



| | |
|------------------|------|
| 7-9-98 | Date |
| From: L. Wilkins | |
| To: 6 | |

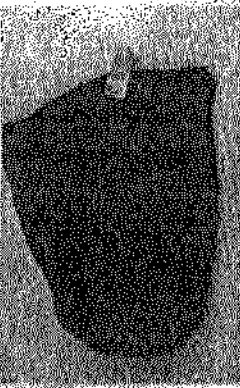
NOTES

5

PLAINTIFF
EXHIBIT

7 D. Smith
8-17-07

EVIDENCE CHAIN



Black Toboggan Recovered in wooded area just off
Highway # 68
MARCH 6, 1998.



MARCH 6, 1998
Recovered in wooded area just
off Hwy. #68 By Larry Wilson 1



Date _____
From Larry Wilson 2
To: _____



Date _____
From: _____
To: _____ 3

EXHIBIT MARKED

IDENTIFIED

OFFERED

ADMITTED

WIT: _____

WIT: _____

WIT: _____

WIT: _____



IN THE CIRCUIT COURT OF CHEROKEE COUNTY, ALABAMA

| | | |
|-------------------|---|-------------|
| KEITH GAVIN, |) | |
| |) | |
| Petitioner, |) | |
| |) | |
| v. |) | CC-98-61.60 |
| |) | CC-98-62.60 |
| STATE OF ALABAMA, |) | |
| |) | |
| Respondent. |) | |

**EXHIBITS TO
STATE'S EVIDENTIARY SUBMISSIONS
VOLUME 4 of 5**

Troy King
Attorney General

Jasper B. Roberts, Jr.
Assistant Attorney General
Counsel of Record *

State of Alabama
Office of Attorney General
11 South Union Street
Montgomery, AL 36130-0152
(334) 353-4848 *
(334) 353-3637 Fax
jroberts@ago.state.al.us

11/8/16

LIST OF EXHIBITS

| VOLUME ONE | EXHIBIT NO. |
|---|-------------|
| Case Action Summary | 1 |
| Affidavit of Sharon A. Maze | 2 |
| Crime Scene Investigation: A Guide for Law Enforcement | 3 |
| Deposition of Deputy Thomas Arambasich. | 4 |
| Deposition of Larry Wilson. | 5 |
| VOLUME TWO | |
| Deposition of Tony Burch | 6 |
| VOLUME THREE | |
| Deposition of Danny E. Smith | 7 |
| VOLUME FOUR | |
| Gavin's Alabama Prison Records | 8 |
| VOLUME FIVE | |
| Gavin's Alabama Prison Records (continued) | 8 |
| Glenn King Declaration | 9 |
| ABI Agent Tucker Affidavit | 10 |

EMERGENCY CONTACT UPDATE

Date

1-12-04

INMATE NAME AND AIS#

KEITH GAVIN #Z-665

NAME

Mrs. ANNETTE GAVIN

ADDRESS

1140 N. LOCKWOOD AVE.CHICAGO, ILLINOIS 60657

PHONE #

(773) 626-2752

NAME

Mrs. Bobby LEAN JOHNSON

ADDRESS

224 RICHARDS STREETLOLIET, ILLINOIS 60433

PHONE #

(815) 726-3767

NAME

Mrs. CHRISTINE M. ROBERTS LPN

ADDRESS

3939 S. LAKE PARK AVE. Apt. #706CHICAGO, ILLINOIS 60653

PHONE #

(773) 924-3874

Date confirmed that these addresses are still valid

JAN 15 ENTU

STATE OF ALABAMA
DEPARTMENT OF CORRECTIONS
MENTAL HEALTH SERVICES

REVIEW OF SEGREGATION INMATES

Date Review Completed: 1/10/07 Date Placed in Segregation: 1/6/02

☐ 30 DAY REVIEW ☐ 90 DAY REVIEW

M.H. Code: 440

ADOC Psychologist/Psychological Associate Conducting Review: Richard C. Holbrook LPC

MENTAL STATUS EXAMINATION:

Institution: W.C. Holman Correctional Facility

| | |
|--|--|
| <p><u>Affect:</u> <input type="checkbox"/> Anxious/nervous <input type="checkbox"/> Flat <input checked="" type="checkbox"/> Appropriate</p> <p><u>Concentration:</u> <input checked="" type="checkbox"/> Focused <input type="checkbox"/> Distracted</p> <p><u>Mood:</u> <input type="checkbox"/> Depressed <input type="checkbox"/> Elevated <input checked="" type="checkbox"/> Euthymic <input type="checkbox"/> Irritable <input type="checkbox"/> Manic</p> <p><u>Orientation:</u> <input type="checkbox"/> Disoriented <input checked="" type="checkbox"/> Oriented to time, place and person</p> | <p><u>Appearance:</u> <input type="checkbox"/> Unkempt <input type="checkbox"/> Disorganized <input checked="" type="checkbox"/> Appropriate</p> <p><u>Intellectual Functioning:</u> <input checked="" type="checkbox"/> Normal <input type="checkbox"/> Borderline <input type="checkbox"/> Retarded</p> <p><u>Speech & Thoughts:</u> <input checked="" type="checkbox"/> Normal <input type="checkbox"/> Pressured <input type="checkbox"/> Slurred <input type="checkbox"/> Stuttering <input type="checkbox"/> Incoherent <input type="checkbox"/> Tangential <input type="checkbox"/> Poverty of speech <input type="checkbox"/> Flight of Ideas</p> <p><u>Memory:</u> Short-term <input checked="" type="checkbox"/> Good <input type="checkbox"/> Poor Long-term <input checked="" type="checkbox"/> Good <input type="checkbox"/> Poor</p> |
|--|--|

BEHAVIORAL OBSERVATIONS:

| | | | |
|--------------------------------------|---|--|--|
| <input type="checkbox"/> Aggressive | <input type="checkbox"/> Irrational | <input type="checkbox"/> Passive | <input type="checkbox"/> Paranoia |
| <input type="checkbox"/> Agitated | <input type="checkbox"/> Suicidal ideation | <input checked="" type="checkbox"/> Rational | <input type="checkbox"/> Hyperactivity |
| <input type="checkbox"/> Delusional | <input type="checkbox"/> Lethargic | <input type="checkbox"/> Crying | <input type="checkbox"/> Hallucinating |
| <input type="checkbox"/> Eye Contact | <input type="checkbox"/> Loose Associations | <input type="checkbox"/> Withdrawn | <input type="checkbox"/> Manipulative |
| <input type="checkbox"/> Fearful | <input type="checkbox"/> Calm | <input type="checkbox"/> Other: | |

COMMENTS:

Stable no concern

RECOMMENDATIONS:

- ☒ SEGREGATION PLACEMENT NOT IMPACTING INMATE'S MENTAL HEALTH
☐ SEGREGATION PLACEMENT IMPACTING INMATE'S MENTAL HEALTH
☐ REFERRED FOR PSYCHIATRIC EVALUATION
☐ Other: see once or twice a week in segregation.

| | |
|--------------------------------|-------------------|
| Inmate Name: <u>Heath Gawn</u> | AIS # <u>2665</u> |
|--------------------------------|-------------------|

Disposition: Inmate Medical Record, Institutional Inmate File, Reference:
Central Records File

ADOC AR: 623, 625, 635
ADOC Form MH-039 - November 14, 2005

STATE OF ALABAMA
DEPARTMENT OF CORRECTIONS
MENTAL HEALTH SERVICES

REVIEW OF SEGREGATION INMATES

Date Review Completed: 10/5/06 Date Placed in Segregation: 1/6/02
☐ 30 DAY REVIEW ☐ 90 DAY REVIEW M.H. Code: M12-0 542

ADOC Psychologist/Psychological Associate Conducting Review: RICHARD HOLBROOK, LPC

MENTAL STATUS EXAMINATION:

Institution: W.C. HOLMAN CORRECTIONAL

| | |
|---|--|
| <u>Affect:</u> <input type="checkbox"/> Anxious/nervous <input type="checkbox"/> Flat <input checked="" type="checkbox"/> Appropriate | <u>Appearance:</u> <input type="checkbox"/> Unkempt <input type="checkbox"/> Disorganized <input checked="" type="checkbox"/> Appropriate |
| <u>Concentration:</u> <input checked="" type="checkbox"/> Focused <input type="checkbox"/> Distracted | <u>Intellectual Functioning:</u> <input checked="" type="checkbox"/> Normal <input type="checkbox"/> Borderline <input type="checkbox"/> Retarded |
| <u>Mood:</u> <input type="checkbox"/> Depressed <input type="checkbox"/> Elevated <input checked="" type="checkbox"/> Euthymic <input type="checkbox"/> Irritable <input type="checkbox"/> Manic | <u>Speech & Thoughts:</u> <input checked="" type="checkbox"/> Normal <input type="checkbox"/> Pressured <input type="checkbox"/> Slurred <input type="checkbox"/> Stuttering <input type="checkbox"/> Incoherent <input type="checkbox"/> Tangential <input type="checkbox"/> Poverty of speech <input type="checkbox"/> Flight of Ideas |
| <u>Orientation:</u> <input type="checkbox"/> Disoriented <input checked="" type="checkbox"/> Oriented to time, place and person | <u>Memory:</u> Short-term <input checked="" type="checkbox"/> Good <input type="checkbox"/> Poor Long-term <input checked="" type="checkbox"/> Good <input type="checkbox"/> Poor |

BEHAVIORAL OBSERVATIONS:

| | | | |
|--------------------------------------|---|--|--|
| <input type="checkbox"/> Aggressive | <input type="checkbox"/> Irrational | <input type="checkbox"/> Passive | <input type="checkbox"/> Paranoia |
| <input type="checkbox"/> Agitated | <input type="checkbox"/> Suicidal ideation | <input checked="" type="checkbox"/> Rational | <input type="checkbox"/> Hyperactivity |
| <input type="checkbox"/> Delusional | <input type="checkbox"/> Lethargic | <input type="checkbox"/> Crying | <input type="checkbox"/> Hallucinating |
| <input type="checkbox"/> Eye Contact | <input type="checkbox"/> Loose Associations | <input type="checkbox"/> Withdrawn | <input type="checkbox"/> Manipulative |
| <input type="checkbox"/> Fearful | <input type="checkbox"/> Calm | <input type="checkbox"/> Other: | |

COMMENTS:

Inmate appears stable, No hallucinations or delusions present.

RECOMMENDATIONS:

- ☐ SEGREGATION PLACEMENT NOT IMPACTING INMATE'S MENTAL HEALTH
☐ SEGREGATION PLACEMENT IMPACTING INMATE'S MENTAL HEALTH
☐ REFERRED FOR PSYCHIATRIC EVALUATION
☐ Other: _____

| | |
|---------------------------------|-------------------|
| Inmate Name: <u>Keith Brown</u> | AIS # <u>7665</u> |
|---------------------------------|-------------------|

Disposition: Inmate Medical Record, Institutional Inmate File, Reference:
Central Records File

ADOC AR: 623, 625, 635
ADOC Form MH-039 - November 14, 2005

STATE OF ALABAMA
DEPARTMENT OF CORRECTIONS
MENTAL HEALTH SERVICES

REVIEW OF SEGREGATION INMATES

Date Review Completed: 4/21/06 Date Placed in Segregation: 1/6/02
☐ 30 DAY REVIEW ☐ 90 DAY REVIEW M.H. Code: MH-0

ADOC Psychologist/Psychological Associate Conducting Review: Richard C. Holbrook

MENTAL STATUS EXAMINATION:

Institution: W.C. Holman Correctional Facility

| | |
|---|---|
| <p><u>Affect:</u> <input type="checkbox"/> Anxious/nervous <input type="checkbox"/> Flat <input checked="" type="checkbox"/> Appropriate</p> <p><u>Concentration:</u> <input checked="" type="checkbox"/> Focused <input type="checkbox"/> Distracted</p> <p><u>Mood:</u> <input type="checkbox"/> Depressed <input type="checkbox"/> Elevated <input checked="" type="checkbox"/> Euthymic <input type="checkbox"/> Irritable <input type="checkbox"/> Manic</p> <p><u>Orientation:</u> <input type="checkbox"/> Disoriented <input checked="" type="checkbox"/> Oriented to time, place and person</p> | <p><u>Appearance:</u> <input type="checkbox"/> Unkempt <input type="checkbox"/> Disorganized <input checked="" type="checkbox"/> Appropriate</p> <p><u>Intellectual Functioning:</u> <input checked="" type="checkbox"/> Normal <input type="checkbox"/> Borderline <input type="checkbox"/> Retarded</p> <p><u>Speech & Thoughts:</u> <input checked="" type="checkbox"/> Normal <input type="checkbox"/> Pressured <input type="checkbox"/> Slurred <input type="checkbox"/> Stuttering <input type="checkbox"/> Incoherent <input type="checkbox"/> Tangential <input type="checkbox"/> Poverty of speech <input type="checkbox"/> Flight of Ideas</p> <p><u>Memory:</u> Short-term <input checked="" type="checkbox"/> Good <input type="checkbox"/> Poor Long-term <input checked="" type="checkbox"/> Good <input type="checkbox"/> Poor</p> |
|---|---|

BEHAVIORAL OBSERVATIONS:

| | | | |
|--------------------------------------|---|--|--|
| <input type="checkbox"/> Aggressive | <input type="checkbox"/> Irrational | <input type="checkbox"/> Passive | <input type="checkbox"/> Paranoia |
| <input type="checkbox"/> Agitated | <input type="checkbox"/> Suicidal ideation | <input checked="" type="checkbox"/> Rational | <input type="checkbox"/> Hyperactivity |
| <input type="checkbox"/> Delusional | <input type="checkbox"/> Lethargic | <input type="checkbox"/> Crying | <input type="checkbox"/> Hallucinating |
| <input type="checkbox"/> Eye Contact | <input type="checkbox"/> Loose Associations | <input type="checkbox"/> Withdrawn | <input type="checkbox"/> Manipulative |
| <input type="checkbox"/> Fearful | <input type="checkbox"/> Calm | <input type="checkbox"/> Other: | |

COMMENTS:

Stable

RECOMMENDATIONS:

- ☒ SEGREGATION PLACEMENT NOT IMPACTING INMATE'S MENTAL HEALTH
☐ SEGREGATION PLACEMENT IMPACTING INMATE'S MENTAL HEALTH
☐ REFERRED FOR PSYCHIATRIC EVALUATION
☐ Other: _____

| | |
|---------------------------------|------------------|
| Inmate Name: <u>Keith Gavin</u> | AIS # <u>665</u> |
|---------------------------------|------------------|

Disposition: Inmate Medical Record, Institutional Inmate File, Reference:
Central Records File

ADOC AR: 623, 625, 635
ADOC Form MH-039 - November 14, 2005

7416
Noble

**ALABAMA DEPARTMENT OF CORRECTIONS
MENTAL HEALTH SERVICES
MENTAL HEALTH 30/90 DAY SEGREGATION REVIEW**

Inmate Name: Keith Gavin AIS#: 2665 Institution: HOLMAN
Date Review Completed: 8/1/02 Date Placed in Segregation: 8/1-06-2000

☐ 30 DAY REVIEW

☒ 90 DAY REVIEW

ADOC Psychologist/Psychological Associate Conducting Review: RICHARD C. HOLBROOK M.S.L.P.C.

MENTAL STATUS EXAMINATION

Psychological Associate II

| | |
|---|--|
| Affect: <u>Appropriate</u> , Inappropriate, Flat Blunted, Labile | Appearance: <u>Appropriate</u> , Unkept |
| Concentration: Confused, distorted, prejudiced, <u>normal</u> | Intellectual Functioning: <u>normal</u> , slow, mentally retarded |
| Mood: Euthymic, Dysphoric, <u>appropriate</u> | Memory: short term- <u>normal</u> , poor long term <u>normal</u> , poor |
| Orientation: Time <input checked="" type="checkbox"/> Place <input checked="" type="checkbox"/> Reason for being <input checked="" type="checkbox"/> | Speech: <u>Normal</u> , pressured, slurred, incoherent, poverty of speech, halting |
| Other: Attitude: <u>Cooperative</u> , Friendly, <u>comfortable</u> , calm, nervous, <u>stiff</u> scared, <u>indifferent</u> , Uncooperative, <u>unresponsive</u> , belligerent, hostile, threat ening. | |

Thought Processes: Normal, Slow, Fast, Intact, Rambling, Flight of ideas, Tangential

BEHAVIORAL OBSERVATIONS

- ☐ Aggressive
☐ Agitated
☐ Delusional
☐ Eye Contact
☐ Hallucinating
☐ Hyperactivity

- ☐ Irrational
☐ Labile
☐ Lethargic
☐ Loose Associations
☐ Manipulative
☐ Paranoia

- ☒ Passive
☐ Rational
☐ Terrified/Crying
☐ Withdrawn
☐ Suicidal
☐ Other: _____

Obsession
COMMENTS:

Compulsion

Energy: low normal high
Appetite: low normal high
Sleep: interrupted normal
poor

Sleep or cordant stable

RECOMMENDATIONS:

- ☐ SEGREGATION PLACEMENT NOT IMPACTING INMATE'S MENTAL HEALTH
☐ SEGREGATION PLACEMENT IMPACTING INMATE'S MENTAL HEALTH
☐ REFERRED FOR PSYCHIATRIC EVALUATION
☐ Other: continuous monitoring

| | |
|-----------------------------------|----------------------|
| Inmate Name <u>Keith Gavin</u> | AIS # <u>2665</u> |
|-----------------------------------|----------------------|

PSYCHOLOGICAL UPDATE

Name: GAVIN, KEITH AIS#: 2-665 R/S: B
 Date: 04/19/02 Date of Birth: 3/30/60 Age: _____

Inmate GAVIN was last evaluated by ADOC psychology staff member _____ on ____/____/____.
 A diagnosis of _____ was made and the inmate was recommended for participation in _____

The following observations and recommendations are made as a result of the current interview:

I. Educational Needs

____a. ABE ____b. Special Education ____c. Trade School ____d. Junior College

II. Mental Health Needs

____A. Refer to psychiatrist ____E. Sexual adjustment ____I. Self-concept enhancement
 ____B. Substance abuse counseling ____F. Reality therapy ____J. Healthy use of leisure
 ____C. Depression ____G. Anger-induced acting out ____K. Personal development
 ____D. Stress management ____H. Values clarification

Date referred to psychiatrist ____/____/____

III. RECOMMENDATIONS/REMARKS:

no history of mental health treatment

MENTAL HEALTH CODE: SMI HARM HIST . NONE

Evaluation Completed by: Richard C. Hollbrook L.P.C. Date: 04/19/02

N-259 A (2/2001)

White to Central Records

Yellow to Institutional File

Pink to Data Entry and forwarding to Medical Record

**ALABAMA DEPARTMENT OF CORRECTIONS
MENTAL HEALTH SERVICES
MENTAL HEALTH 30/90 DAY SEGREGATION REVIEW**

Inmate Name: Keith Gavin AIS#: 2665 Institution: HOLMAN
Date Review Completed: 12/19/00 Date Placed in Segregation: 01-06-2000

☐ 30 DAY REVIEW

☐ 90 DAY REVIEW

ADOC Psychologist/Psychological Associate Conducting Review: RICHARD C. HOLBROOK M.S.L.P.C

MENTAL STATUS EXAMINATION

Psychological Associate II

| | |
|---|---|
| Affect: <u>Appropriate</u> , Inappropriate, Flat, Blunted, Labile | Appearance: <u>Appropriate</u> , Unkept |
| Concentration: <u>Confused</u> , distorted, prejudiced, <u>normal</u> | Intellectual Functioning: <u>normal</u> , slow, mentally retarded |
| Mood: Euthymic, Dysphoric, <u>appropriate</u> | Memory: short term- <u>normal</u> , poor long term <u>normal</u> , poor |
| Orientation: Time <input checked="" type="checkbox"/> Place <input checked="" type="checkbox"/> Reason for being <input checked="" type="checkbox"/> | Speech: <u>Normal</u> , pressured, slurred, incoherent, poverty of speech, halting |
| Other: Attitude: Cooperative, Friendly, <u>comfortable</u> , calm, nervous, <u>stiff</u> , scared, <u>indifferent</u> , Uncooperative, <u>unresponsive</u> , belligerent, hostile, threatening | |

Thought Processes: Normal, Slow, Fast, Intact, Rambling, Flight of ideas, Tangential

BEHAVIORAL OBSERVATIONS

- | | | |
|--|---|---|
| <input type="checkbox"/> Aggressive | <input type="checkbox"/> Irrational | <input checked="" type="checkbox"/> Passive |
| <input type="checkbox"/> Agitated | <input type="checkbox"/> Labile | <input type="checkbox"/> Rational |
| <input type="checkbox"/> Delusional | <input type="checkbox"/> Lethargic | <input type="checkbox"/> Terrified/Crying |
| <input type="checkbox"/> Eye Contact | <input type="checkbox"/> Loose Associations | <input type="checkbox"/> Withdrawn |
| <input type="checkbox"/> Hallucinating | <input type="checkbox"/> Manipulative | <input type="checkbox"/> Suicidal |
| <input type="checkbox"/> Hyperactivity | <input type="checkbox"/> Paranoia | <input type="checkbox"/> Other: _____ |

Obsession
COMMENTS:

Compulsion

Energy: low normal high
Appetite: low normal hi
Sleep: interrupted normal
poor

RECOMMENDATIONS:

- ☒ SEGREGATION PLACEMENT NOT IMPACTING INMATE'S MENTAL HEALTH
☐ SEGREGATION PLACEMENT IMPACTING INMATE'S MENTAL HEALTH
☐ REFERRED FOR PSYCHIATRIC EVALUATION
☐ Other: continue monitoring

| | |
|-----------------------------------|----------------------|
| Inmate Name <u>Keith Gavin</u> | AIS # <u>2665</u> |
|-----------------------------------|----------------------|

Conty COOT/0

USE OF FORM: Each interview summary should contain the following material as appropriate: topics discussed; recommendations made by counselor; decisions made by inmate; progress noted or other observations of counselor. All inmates must be advised during the initial interview of the nature and extent of confidentiality in the counseling relationship. Each entry must be dated and signed by the counselor.

| Date of Entry | SUMMARY OF INTERVIEW | Signature of Counselor |
|---------------|--|------------------------|
| 12/6/99 | Keith Gain was picked up by the Cherokee Sheriff's officers. See Order to Transport Defendant dated 11/15/99 by Circuit Judge David A. Rains. | W.D. |
| 12/6/99 | Keith Gain was returned to St. Clair. | W.D. |
| 12/22/99 | Gain requested to see the seg. board but S. refused when given the opportunity. | W.D. |
| 1/5/2000 | Keith Gain was picked up and transported to the Cherokee County Courthouse, Cohee, Ala. for sentencing per the Order to transport Defendant dated 12/13/99 by David A. Rains, Circuit Judge. See copy of order enclosed. | W.D. |
| 1/10/2000 | Talked with Mr. Powell, classification supervisor at Holman, and was informed by Mr. Powell that Keith Gain had been transferred from Cherokee County to Holman. Informed DCS. | W.D. |

ALABAMA BOARD OF CORRECTION
DIVISION OF PROFESSIONAL SERVICES
INMATE INTERVIEW RECORD

ALS-0005K843

| | | | | | | |
|------------|-------|--------|------------|------|-----|--------|
| NAME: Last | First | Middle | Serial No. | Race | Sex | DOB: M |
| Gavin | Keith | Edmund | COOT10 | B | M | 3/31 |

USE OF FORM: Each interview summary should contain the following material as appropriate: topics discussed; recommendations made by counselor; decisions made by inmate; progress noted or other observations of counselor. All inmates must be advised during the initial interview of the nature and extent of confidentiality in the counseling relationship. Each entry must be dated and signed by the counselor.

NOTE: NO PART OF THIS RECORD IS TO BE DUPLICATED OR EXTRACTED, EITHER IN FACT OR IN SUBSTANCE, WITHOUT THE WRITTEN AUTHORIZATION OF THE INMATE NAMED ABOVE.

| Date of Entry | SUMMARY OF INTERVIEW | Signature of Counselor |
|---------------|--|------------------------|
| 11/9/99 | <p>Received at St. Clair. Per court orders of the Circuit Court of DeKalb County, Ala. -- Case No: CC-98-61, Keith Edmund Gavin "The Defendant was found guilty of Capital Murder on November 6, 1999, and on November 8, 1999, the jury recommended a sentence of death. A sentence determination hearing is scheduled for December 6, 1999 at 2:00 p.m. in the courtroom of the Cherokee County Courthouse, Centre, Ala."</p> <p>Pending further Orders of this Court the Defendant shall be confined in the custody of the Department of Corrections at the St. Clair Correctional Facility, or such other penal institutions as the Department of Corrections may deem appropriate."</p> <p>Order was done the 9th day of November by David A. Rains, Circuit Judge.</p> | |
| 11/15/99 | <p>Keith Gavin refused to give information or fill out information relating to his Emergency Address or Family members on the Escape Data Sheet. Gavin was informed that this information was confidential and for use in case his family had to visit or be contacted. Gavin stated that no one would be visiting him and that he was not a part of the DOC yet and that he would be going to court on 12/6/99. W.D.</p> | W.D. |

(PICTURE)

NAME Gavin Keith Edmund
 AIS 000SK8Y3
 R/S B/M / MALE HT: 5' WT: 180
 HAIR: Black EYES: Brown
 AKA'S: None

TATTOOS/SCARS

SENTENCE DATE: 11/6/99 EOS DATE N/A PAROLE REVIEW N/A

TOTAL TERM: Jury sentenced to death COUNTIES CONVICTED De Kalb Co.

FROM: A sentence determination hearing is scheduled for December 6, 1999, at

CURRENT OFFENSE(S) 2:00 P.M. in the courtroom of Cherokee County Courthouse,
Centre Alabama. See Court Order dated 11/9/99.

Keith Gavin refused to give any of the information listed below. Gavin stated that no one would be vis, being him, that he was not part of the D.O.C. yet, and that he had to go to court on December 6, 1999.

EMERGENCY CONTACT: PHONE:

EMERGENCY ADDRESS: Contact the Circuit Court for De Kalb County, Ala.
Case # CC98-61.

FAMILY MEMBERS: ADDRESS:

SPOUSE: _____

FATHER: _____

MOTHER: _____

SIBLINGS: _____

CHILDREN: _____

Segregation Review
Officer/Mental Health Review

Evaluation

O - Out
R - Reading

RC - Routine Comments
S - Sleeping

NAME:

Gavin Keith

STATUS:

AIS #:

665

| DATE | COMMENTS | SIGNATURE |
|---------|--|-----------|
| 1/8/06 | RL | RL |
| 1/11 | RL | RL |
| 1/23 | RL | RL |
| 1/31 | S | RL |
| 2/8 | S | RL |
| 2/12 | RL | RL |
| 2/18 | O | RL |
| 2/20 | O | RL |
| 3/9 | RL | RL |
| 3/22 | RL | RL |
| 3/18 | O | RL |
| 3/23 | S | RL |
| 4/9 | S | RL |
| 4/12 | RL | RL |
| 4/20 | No evaluation - check CMS file to see what he said | RL |
| 4/30 | RL | RL |
| 5/4 | RL | RL |
| 5/12 | RL | RL |
| 5/28 | fine | RL |
| 6/8 | S | RL |
| 6/15 | S | RL |
| 7/27/10 | TV fine | RL |

[illegible]

ALABAMA BOARD OF PARDONS AND PAROLES**REPORT OF INVESTIGATION**

Type of Investigation Pre-Sentence Date Dictated 11-22-99

Name KEITH EDMUND GAVIN True name Edmund Keith Gavin

Alias Edmond Gavin, Keith Rogers

RSA B/M DOB 3-30-60 Height and Weight 5'8" 145 lbs.

Complexion Medium Color of Hair Black Color of Eyes Brown

Bodily Marks None noted.

Driver's License # _____ SSN 343-54-7191

AIS# _____ FBI# 584560R8 SID# _____

Address 1140 North Lockwood Phone # 773-379-8473
Chicago, Illinois

County Cherokee Case # CC-98-061 & CC-98-062

Offense(s) Capital Murder and Attempted Murder

Sentence(s) Death/Life

Date of Sentence 1-5-2000 Date Sentence Began 1-5-2000

Date of Arrest 3-6-98 Date of Bond _____ Bond Amount \$ None

Judge David Rains DA Michael O'Dell

Attorney Bayne Smith & John Ufford Retained _____ Appointed XX

Court Ordered Restitution \$ None

Barred From Parole Yes XX (CC-98-061) No _____

Date Copies Sent to Central Records 1-6-2000

NOTES: _____

PRESENT OFFENSE(S)

County, Court, and Case Number:

Cherokee County Circuit Court, Case No. CC-98-061

Offense:

Capital Murder (two counts: Count 1, Murder During the Commission of Robbery; and Count 2, Murder After Previous Murder Conviction within 20 Years.

Sentence:

Death

Date of Sentence:

1-5-2000

Details of Offense:

Keith Edmund Gavin was arrested March 6, 1998, and charged with Murder During the Commission of Robbery. On April 13, 1998, the April 1998 Term of the Cherokee County Grand Jury returned a two count Indictment: Count one, Murder During Robbery; Count two, Murder After Previous Murder Conviction within 20 Years. Gavin was arraigned on the charges on April 23, 1998, at which time he entered a plea of not guilty. Gavin was set for trial on May 11, 1998, and continued from time to time until November 1, 1999. The trial process began on November 1, 1999, and on November 6, 1999, the Jury returned a verdict of Guilty to both counts. On November 8, 1999, the sentencing phase of the trial began and the Jury returned a sentencing recommendation of Death on a 10 to 2 vote on the same day, November 8, 1999. A sentencing date is set for December 6, 1999, in the Cherokee County Courtroom.

During the early evening hours on March 6, 1998, DeWayne Meeks and his passenger, Keith Edmund Gavin, pulled in behind a van parked at the corner of River street and immediately adjacent to Regions Bank. Gavin got out of the Meeks vehicle with a 40 calibre semi-automatic Glock pistol, owned by Dewayne Meeks, and went to the driver's side of the van driven by Mr. Clinton William Clayton. Witnesses saw Gavin open the driver's door, shoot Mr. Clayton, push Mr. Clayton over and get into the van with Clayton and drive away heading south on Main Street toward Leesburg.

An eye witness to the shooting ran to the Cherokee County Sheriff Office and reported the incident. A "be on the look out" (BOLO) message was dispatched over the police radio system with a description of the van and its direction of travel.

Mr. Danny Smith, District Attorney Investigator, was traveling along Alabama Highway 68 towards Leesburg from Collinsville when he intercepted the Van driven by Gavin. Smith turned around and pursued Gavin with his "blue lights" activated until Gavin stopped on the highway. Gavin came out of the Van and shot the same 40 calibre Glock semi-automatic pistol, used at Regions Bank shooting, twice toward Danny Smith. Gavin ran into a wooded area immediately north of his vehicle.

Danny Smith first went to the abandoned Van and found a white male, later identified as Mr. Clinton William Clayton, bleeding profusely from gun shot wounds lying slumped partially between the driver seat and the passenger seat. Smith summoned paramedic assistance and stayed with Mr. Clayton until the arrival of an ambulance.

Mr. Clayton was transported to Cherokee Baptist Medical Center where he was pronounced dead on arrival.

A search party of area law enforcement officers convened at the wooded area along Alabama Highway 68 where Gavin had entered after shooting at Danny Smith. After approximately three hours, Gavin was found hiding in a small creek that traversed the area. Gavin was arrested and carried to the Cherokee County Jail where he remained until the November 1, 1999, trial.

On March 13, 1999, the 40 Calibre Glock semi-automatic pistol was found in the wooded area where Gavin was captured on March 6, 1999. The serial number of the pistol, CCN49US, was the same as the pistol Dewayne Meeks reported taken by Gavin from his automobile.

Forensic report dated March 13, 1998, from the Alabama Department of Forensic Science revealed that Mr. Clinton William Clayton had died from a gunshot wound to the chest.

Forensic analysis of two spent shell casings found at the site of the shooting, of Mr. Clayton and one spent casing found on highway 68 were fired from the same 40 calibre Glock semi-automatic pistol.

Serious Physical Injury Barring Parole:

Yes

Subject's Statement:

Keith Edmund Gavin declined to an interview with the Probation Officer on November 9, 1999.

Case Status of Co-Defendants:

None.

Location of Offense:

This offense took place on River Street, Centre, Alabama at a location adjacent to Regions Bank and across from the east end of the Cherokee County Courthouse.

Court Ordered Restitution:

None.

PRESENT OFFENSE(S)**County, Court, and Case Number:**

Cherokee County Circuit Court, Case No. CC-98-062

Offense:

Attempted Murder

Sentence:

Life, consecutive to CC-98-061

Date of Sentence:

1-5-2000

Details of Offense:

Keith Edmund Gavin was arrested March 6, 1998, and charged with Attempted Murder. On April 13, 1998, the April 1998 Term of the Cherokee County Grand Jury returned an Indictment charging Gavin with Attempted Murder. Gavin was arraigned on the charges on April 23, 1998, at which time he entered a plea of not guilty. Gavin was set for trial on May 11, 1998, and continued from time to time until November 1, 1999. The trial process began on November 1, 1999, and on

November 6, 1999, the Jury returned a verdict of Guilty to the charge. A sentencing date is set for December 6, 1999.

During the early evening hours on March 6, 1998, District Attorney Investigator Danny Smith heard a "be on the look out" (BOLO) transmission over his police two-way radio from the Cherokee County Central Dispatch. The BOLO reported the shooting, subject of CC-98-061 of this report, and determined that the assailant was heading toward his immediate position on Alabama Highway 68. Smith observed the Van driven by Keith Edmund Gavin heading from the direction of Leesburg toward Collinsville. Smith turned his automobile around and pursued Gavin with his "blue lights" activated until Gavin stopped on the highway. Gavin came out of the Van he was driving and immediately fired a shot at Danny Smith and then ran to the passenger side of the Van and fired a second shot at Smith. Gavin then ran into an adjacent wooded area just north of the vehicle.

A search party was formed of area law enforcement personnel and Gavin was captured approximately three hours later. Gavin was found in a small creek that traversed the wooded area.

A spent shell casing was found on Alabama Highway 68 on the passenger side of the aforementioned Van. Ballistic analysis of the spent casing by the Alabama Department of Forensic Science determined that it was fired from the same gun used in Centre in the Murder of Mr. Clinton William Clayton, a 40 calibre Glock semi-automatic pistol that was owned by Dewayne Meeks.

The pistol was found later in the wooded area, in leaves, on the path that Gavin used when he attempted to evade capture.

Serious Physical Injury Barring Parole:

Yes

Subject's Statement:

Keith Edmund Gavin declined to an interview with the Probation Officer on November 9, 1999.

Case Status of Co-Defendants:

None.

Victim Notification Information:

Danny Smith

Victim Impact:

Mr. Smith was not injured.

Location of Offense:

This offense took place on Alabama Highway 68 near the Sand Rock Community.

Court Ordered Restitution:

None.

RECORD OF ARREST(S)Prior Arrest Record:

| <u>DATE</u> | <u>AGENCY</u> | <u>CHARGES</u> | <u>DISPOSITION</u> |
|-------------|-------------------|-----------------------|--|
| 5-11-77 | Chicago, IL PD | Murder | Discharged |
| 4-10-77 | Chicago, IL PD | Theft | Disposition not given |
| 10-27-77 | Chicago, IL PD | Battery | Dismissed |
| 9-29-79 | Chicago, IL PD | Burglary | 10-25-79 sentence 2 yrs. Prob. |
| 10-4-79 | Chicago, IL PD | Burglary | Dismissed |
| 1-19-80 | Chicago, IL PD | Aggravated Battery | Disposition not given |
| 3-28-81 | Chicago, IL PD | Murder | 7-8-82 sent. 34 yrs. Paroled 12-28-97 |

Subsequent Arrest Record:

| <u>DATE</u> | <u>AGENCY</u> | <u>CHARGES</u> | <u>DISPOSITION</u> |
|-------------|---------------|----------------|--------------------|
|-------------|---------------|----------------|--------------------|

None.

PERSONAL / SOCIAL HISTORYSubject:

Keith Edmund Gavin is a thirty-nine year old black male born March 30, 1960, as the third oldest of twelve children to Willie and Annette Matthews Gavin in Chicago, Illinois. Gavin has always lived in Chicago, Illinois. His mother reported that he had a good childhood.

Marital Status / History:

Gavin has never been married and has not fathered any children.

Health:

During his adolescent years, Gavin suffered from a kidney ailment that required hospitalization. Gavin was required to follow a strict diet for several years. He was attacked while in Prison in Illinois and sustained serious injuries. During incarceration in the Cherokee Jail, Gavin complained of chest pains on November 15, 1998, and was transported by ambulance to the Baptist Medical Centre-Cherokee, Centre and test results were negative. At a later date Gavin developed a skin rash that required treatment at a local doctor's office. At the present time Gavin appears fit and healthy.

Education:

Gavin dropped out of Crane High School during his sophomore year. He had problems at the school with drugs. His mother reported that he attended College at the age of eighteen, but didn't stay very long.

Financial Status:

None.

Employment History:

Gavin worked in a security job for a short period of time (his mother could not remember name and dates). Gavin had several part-time jobs of short duration.

Military Record:

None.

Offender's Family:

Father: Willie Gavin, deceased 1989

Mother: Annette Matthews Gavin, age 62, resides at 1140 North Lockwood, Chicago, Illinois. She is on disability retirement from part-time employment with the U.S. Postal Service.

Siblings: Willie Gavin, Jr., deceased 1996; Elaine Gavin, age 41, resides in Chicago; Victor Gavin, age 38, resides in a Chicago suburb and is employed in a photo shop; Steven Gavin, age 37, resides in a Chicago suburb and is unemployed; Sterling Gavin, age 35, resides in a Chicago suburb and is employed in day labor; Adriane Gavin Brooks, age 32, resides in a Chicago suburb and is attending nursing school; Sharon Gavin, age 30, resides in Chicago and is unemployed; Nichole Gavin, age 24, resides in Chicago and is employed with Brookfield 200, Chicago; Latrice Gavin, age 22, resides in Chicago and is unemployed; Ezra Gavin, age 21, resides in Quincy, Illinois and is employed with a college; Geanetta Gavin Clark, age 19, resides in Chicago and is a housewife.

Note: The only sibling reported to have any history of criminal activity was Steven and it was as a juvenile.

EVALUATION OF OFFENDER

Psychological Reports:

Gavin was administered a psychological evaluation on March 18, 1993, by the Mental Health Clinical Service, Illinois River Correctional Center. Doctor Iwashita, Clinical Psychologist, reported that Gavin was not experiencing any psychological problems at that time.

Reputation and Community Activities:

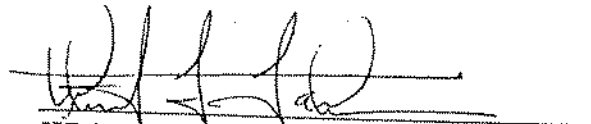
Gavin was visited regularly at the Cherokee County Jail by Minister S. J. Johnson of Jehovah's Witness Church. He expressed a strong belief that Gavin was sincere in his belief of God.

Probation and Parole Officer's Remarks:

The Personal/Social History section of this report was compiled from an interview of Ms. Annette Gavin, Keith Edmund Gavin's mother, jail records and the testimony of Minister S. J. Johnson. Keith Edmund Gavin declined to interview with me.

Ms. Gavin offered two letters she received from her son over the past twenty months for review. One would deduct from the form and text of the letters that Gavin is intelligent and articulate.

Signed and dated at Centre, Alabama this the 29th day of November, 1999.


Whitt L. Latham
State Probation & Parole Officer III

WLL/vm

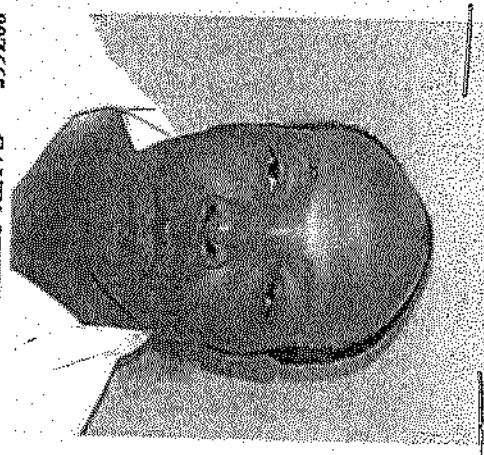
03/19/2001



00Z665

GAVIN, KEITH EDMUND

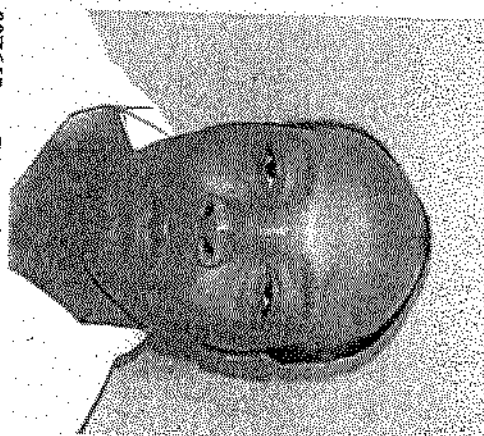
03/19/2001



00Z665

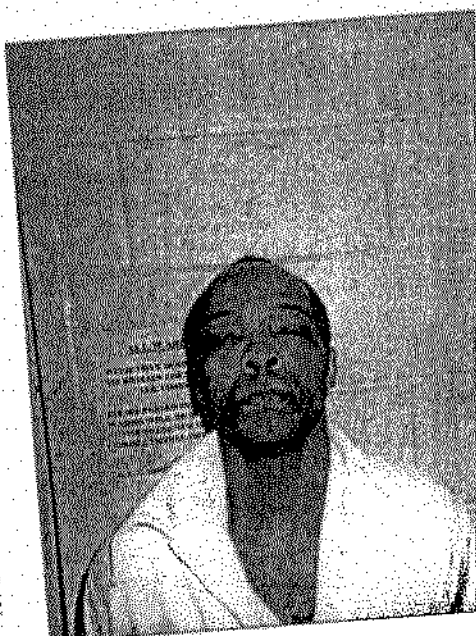
GAVIN, KEITH EDMUND

03/19/2001



00Z665

GAVIN, KEITH EDMUND



BR71603

ALABAMA DEPARTMENT OF CORRECTIONS
1 STATE SUMMARY AS OF 08/27/20INST: 999
CODE: CRSUM

IS: 0000Z665 INMATE: GAVIN, KEITH EDMUND RACE: B SEX: M
 INST: 999 = HOLMAN DEATH ROW DORM: SC JAIL CR: 001Y 10M 05D
 IB: 03/30/1960 SSN: 343-54-7790
 ADM DT: 01/05/2000 DEAD TIME: 000Y 00M 00D

ADM TYP: DEATH ROW STAT: ADMINISTRATIVE SEGREGATION

CURRENT CUST: Z2 -G CURRENT CUST DT: 03/14/2001 PAROLE REVIEW DATE: - NONE -
 SECURITY LEVEL: NO CLASSIFICATION RECORD FOUND

SERVING UNDER ACT446 LAW IN ELIGIBLE CURRENT CLASS DATE: 01/05/2000
 INMATE IS EARNING : DR GROUP ACTIVITY

COUNTY SENT DT CASE NO CRIME JL=CR TERM
 CHEROKEE 01/05/00 N98000061 MURDER 00000 000Y 00M 00D CS
 CAPITAL ROBBERY CT 1
 COURT COSTS : \$0000574 FINES : \$0000000 RESTITUTION : \$0000050

TOTAL TERM MIN REL DT GOOD TIME BAL GOOD TIME REV LONG DATE
 000Y 00M 00D 00/00/0000 000Y 00M 00D 000Y 00M 00D 00/00/0000

INMATE LITERAL: ALSO SERVING #208409

DETAINER WARRANTS SUMMARY

DET WRT 05/28/2002 TYPE OUT-OF-STATE WARRANT IL DEPARTMENT OF CORRECTIONS
 LITERAL: MURDER/INTENT KILL/INJURE SEQ #: 01 CASE #: W980026
 OFFENSE: 916 - PAROLE VIOLATION

ESCAPEE-PAROLE SUMMARY

INMATE CURRENTLY HAS NO PAROLE RECORDS

INMATE CURRENTLY HAS NO PROBATION 754 RECORDS

INMATE HAS NO ESCAPES FROM ALABAMA D.O.C.
 SINCE U.B.S.C.I.S. RECORDING BEGAN IN 1978

DISCIPLINARY/CITATION SUMMARY

>> DISCIPLINE: 03/14/2002 TIME LOST: 00Y00M00D CUST FROM Z2 G TO Z2 G
 DISCIPLINE TYPE: MAJOR AT INST: 999 RULE NUMBER: 35
 RETAINED DAYS: 0000 SEQ #: 02 RULE LIT: FIGHTING WITHOUT A WEAPON

>> DISCIPLINE: 03/12/2001 TIME LOST: 00Y00M00D CUST FROM DTW9 TO DTW9
 DISCIPLINE TYPE: MAJOR AT INST: 999 RULE NUMBER: 35
 RETAINED DAYS: 0000 SEQ #: 01 RULE LIT: FIGHTING WITHOUT A WEAPON

BR716

ALABAMA DEPARTMENT OF CORRECTIONS
INMATE SUMMARY AS OF 05/25/2002INST: 999
CODE: CDWRQ

IS: 0000Z665 INMATE: GAVIN, KEITH EDMUND RACE: B SEX: M

INSTITUTION: 999 - HOLMAN DEATH ROW JAIL CR: 01Y10M050

DOB: 03/30/1960 SSN: 343-54-7790

DM DT: 01/05/2000 DEAD TIME: 00Y 00M 00D

ADM TYP: DEATH ROW

STAT: ADMINISTRATIVE SEGREGATION

CURRENT CUST: Z2 -G CURRENT CUST DT: 03/14/2001 PAROLE REVIEW DATE: -NONE-

SECURITY LEVEL: NO CLASSIFICATION RECORD FOUND

SERVING UNDER ACT446 LAW IN ELIGIBLE CURRENT CLASS DATE: 01/05/2000
INMATE IS EARNING : OR GROUP ACTIVITY

| | | | | | |
|-------------|----------|-----------|----------------------|------------|--------------------------|
| COUNTY | SENT DT | CASE NO | CRIME | JL-CR | TERM |
| CHEROKEE | 01/05/00 | N98000061 | MURDER | 00000 | 000Y 00M 00D CS |
| | | | CAPITAL ROBBERY CT 1 | | |
| COURT COSTS | : | \$0000574 | FINES : | \$00000000 | RESTITUTION : \$00000050 |

| | | | | |
|-------------|------------|---------------|---------------|------------|
| TOTAL TERM | MIN REL DT | GOOD TIME BAL | GOOD TIME REV | LONG DATE |
| 00Y 00M 00D | 00/00/0000 | 00Y 06M 20D | 00Y 00M 00D | 00/00/0000 |

INMATE LITERAL: ALSO SERVING #208409

DETAINDER WARRANTS SUMMARY

DET WRT 05/28/2002 TYPE OUT-OF-STATE WARRANT
LITERAL: MURDER/INTENT KILL/INJUREIL DEPARTMENT OF CORRECTIONS
SEQ #: 01 CASE #: W#980826

ESCAPEE-PAROLE SUMMARY

INMATE CURRENTLY HAS NO PAROLE RECORDS

INMATE CURRENTLY HAS NO PROBATION 754 RECORDS

INMATE HAS NO ESCAPES FROM ALABAMA D.O.C.
SINCE D.B.S.C.I.S. RECORDING BEGAN IN 1978

DISCIPLINARY/CITATION SUMMARY

>> DISCIPLINE: 03/14/2002 TIME LOST: 00Y00M00D CUST FROM Z2 G TO Z2 G
DISCIPLINE TYPE: MAJOR AT INST: 999 RULE NUMBER: 35
RETAINED DAYS: 0000 SEQ #: 02 RULE LIT: FIGHTING WITHOUT A WEAPON

CONTINUED ON NEXT PAGE

LBR716

ALABAMA DEPARTMENT OF CORRECTIONS
INMATE SUMMARY AS OF 05/28/2002INST: 999
CODE: CDWRQ

***** CONTINUATION *****

IS: 0000Z565 INMATE: GAVIN, KEITH EDMUND RACE: B SEX: M

DISCIPLINARY/CITATION SUMMARY

>> DISCIPLINE: 03/12/2001 TIME LOST: 00Y00M00D CUST FROM OTW9 TO OTW9
DISCIPLINE TYPE: MAJOR AT INST: 999 RULE NUMBER: 35
RETAINED DAYS: 0000 SEQ #: 01 RULE LIT: FIGHTING WITHOUT A WEAPON

ID: 00002666

NAME: KING, KEITH EDMUND

RACE: B SEX: M

EARNING STATUS: PROHIBITED FROM EARNING GOODTIME

CLASSIFYING INSTITUTION IS: *Helman Death Row Unit* *2-2*RECOMMENDED CUSTODY IS: *2-2*

APPROVED CUSTODY IS:

RECOMMENDED INST IS: *Helman Unit*APPROVED PLACEMENT IS: *HCC*

PRESENT WORK

ASSIGNMENT

NEW WORK ASSIGNMENT

PRIMARY: *Segregation*

SECONDARY:

PROGRAM PARTICIPATION: *Program offered to Death Row inmates and supportive therapy in*

WAIVER OF CRITERIA REQUESTED FOR:

JUSTIFICATION AND COMMENTS: *Subject is serving a sentence of death from Cherokee County since received here at Helman on 1-6-2000. No disciplinary report on file. 90 day observation period completed without incident.**Therefore, it is recommended that subject participate in program offered to Death Row inmates here at Helman and 2-2 custody status.**This report is completed to update and document ~~and~~ 2-2 custody status.*

CLASSIFICATION SPECIALIST

DATE

PSYCHOLOGIST

DATE

WARDEN OR REPRESENTATIVE

DATE

INMATE

DATE

CLASSIFICATION COORDINATOR

DATE

CENTRAL REVIEW BOARD

DATE

CENTRAL REVIEW BOARD

DATE

CENTRAL REVIEW BOARD

DATE

J.C. Angles 1-4-01

K. Keith Enin 1-4-01

James Power 1-4-2001

WAS 3/17/01

STATE DEPARTMENT OF CORRECTIONS

INITIAL

CLASSIFICATION SUMMARY

DATE: 10/26/2000

AISE: 00002665 NAME: GAVIN, KEITH EDWARD

RACE: B SEX: M

DATE OF BIRTH: 03/30/1960

PLACE OF BIRTH: UNITED STATES

INSTITUTION: HOLMAN DEATH ROW

CITIZENSHIP: YES

PAROLE CONSIDERATION DATE: 00/0000

SSN: 343-54-7790

EMERGENCY ADDRESS:

HAIR: BLK

EYES: BRN

HEIGHT: 5FT 08IN

WEIGHT: 152LBS

CURRENT CUSTODY: QTW9

HIGHEST GRADE LEVEL COMPLETED: ..

PRIMARY OCCUPATION: MECHANIC, DIESEL

SECONDARY OCCUPATION: LABORER - GENERAL

MIN RELEASE DATE: 00/00/0000

LONG RELEASE DATE: 00/00/0000

CURRENT CONVICTIONS

| DATE | CRIME | TERM | CS/CC NO | RST. | FEES |
|------|-------|------|----------|------|------|
|------|-------|------|----------|------|------|

11/05/2000 MURDER

0000000000 CS N 00000050 000000

VICTIM INFO:

Clinton W. Clayton was shot and killed while sitting in his van. Subject took victim's van and shot at police officer who try to talk to them

DETAINEES

NO ACTIVE DETAINEES FOUND ON FILE

POSSIBLE DETAINEES:

PRIOR CONVICTIONS

NO PRIOR CONVICTIONS ON FILE

POSSIBLE OUT OF STATE CONVICTIONS:

(34 yrs):

ESCAPES

NO ESCAPE RECORDS FOUND ON FILE

OTHER THAN STATE ESCAPES/ESCAPE BEHAVIOR:

None found

2. $\mathcal{M}_1 \neq \mathcal{M}_2$ and $\mathcal{S}_1 \neq \mathcal{S}_2$.

CONFIDENTIAL SOURCE: [REDACTED] DATE: [REDACTED]

BR402

STATE DEPARTMENT OF CORRECTIONS

INITIAL

CLASSIFICATION SUMMARY

DATE: 10/26/2000

A114: 00002465

NAME: GAVIN, KEITH EDWARD

RACE: A SEX: M

DATE OF BIRTH: 03/30/1940

PLACE OF BIRTH: UNITED STATES

INSTITUTION: HOLMAN DEATH ROW

CITIZENSHIP: YES

AROLE CONSIDERATION DATE: 00/00/00

SSN: 343-54-7790

EMERGENCY ADDRESS:

HAIR: BLK

EYES: BRO

HEIGHT: 5FT 6IN

WEIGHT: 152LBS

CURRENT CUSTODY: BTR9

HIGHEST GRADE LEVEL COMPLETED: ..

PRIMARY OCCUPATION: MECHANIC, DIESEL

SECONDARY OCCUPATION: LABORER - GENERAL

MIN RELEASE DATE: 00/00/0000

LUNG RELEASE DATE: 00/00/0000

CURRENT CONVICTIONS

| DATE | CRIME | TERM | CS/CC MO | RST. | FEES |
|------|-------|------|----------|------|------|
|------|-------|------|----------|------|------|

11/03/2000 BURGER

0000000000 CS 0 0000050 000000

VICTIM INFO:

DETAINEES

NO ACTIVE DETAINEES FOUND ON FILE

POSSIBLE DETAINEES:

PRIOR CONVICTIONS

NO PRIOR CONVICTIONS ON FILE

POSSIBLE OUT OF STATE CONVICTIONS:

ESCAPES

NO ESCAPE RECORDS FOUND ON FILE

OTHER THAN STATE ESCAPES/ESCAPE BEHAVIOR:

Handwritten notes at the top of the page, possibly a signature or date.

Extensive handwritten notes in the first section, appearing to be a list or series of entries.

NAME AND ADDRESS OF FAMILY MEMBERS

Handwritten notes in the second section, following the header.

PHYSICAL COMMENTS

Handwritten notes in the third section, following the header.

PSYCHOLOGICAL COMMENTS

Handwritten notes in the fourth section, following the header.

NO ENEMIES FOUND FOR THIS INMATE
POSSIBLE ENEMIES: *Handwritten list of names.*

KNOWN ENEMIES

Handwritten notes in the sixth section, following the header.

DISCIPLINARIES

Handwritten notes in the seventh section, following the header.

PEACE & PROPAGANDA

Handwritten notes in the eighth section, following the header.

NAME AND ADDRESS OF FAMILY MEMBERS

None

Walter Brown (Deceased) (1989)

Ernest Mathews (Fallen - 1146 No. Jackson

Elmer Brown (Chicago), Victor Brown (Chicago), +

Kevin Brown (Chicago), Stephen Brown (Chicago)

Alvare Brown (Chicago), Sharon Brown (Chicago)

Michael Brown (Chicago), Arthur Brown (Chicago)

John Brown (Chicago), Hebert Clark (Chicago)

THREE AND ADDRESS OF FAMILY MEMBERS

[Handwritten signature]

PHYSICAL COMMENTS: No major problems reported.

PSYCHOLOGICAL COMMENTS: Mr. PSI, NO. [illegible] report of.

None Reported.

NO EVIDENCE FOUND FOR THIS LEAD

SECRET EADNXX

NO DISCREPANCIES FOUND ON FILE

SECRET

NO REP RECORDS FOUND OF FILE

NO 114804 2 3 10 84

CONTINUED

GRANDS FLEX #1450



HEALTH EVALUATION

| I. HISTORY -- (LPN or RN) | YES | NO | COMMENT(S) |
|---|-----|----|---|
| Weight Change (greater 15 lbs.) (Compare Weight Below) | | ✓ | _____ Last weight at least 6 months ago |
| Persistent Cough | | ✓ | _____ |
| Chest Pain | | ✓ | _____ |
| Blood in Urine or Stool | | ✓ | _____ |
| Difficult Urination | | ✓ | _____ |
| Other Illnesses (Details) | | ✓ | _____ |
| Smoke, Dip or Chew | ✓ | | 4-5 Big daily |
| ALLERGIES | ✓ | | Wool |

Weight 149 Height 5'8 Temp 97.5 Pulse 60 Resp 16 Blood Pressure 130/90
 Eye Exam: 20/400D 20/500S 20/400U If greater than > 140/90, repeat in 1 hour.
 Refer to M.D. if remains > 140/90.

| II. TESTING -- (LPN or RN) | RESULTS |
|--|--|
| Tuberculin Skin Test (q yr) | Date given <u>12-15-07</u> Site <u>1 D F/A</u> |
| Past Positive TB Skin Test | Read on <u>12-17-07</u> Results <u>0</u> mm |
| (Chest x-ray if clinical symptoms) | Survey Completed |
| RPR (q 3 yrs) | Date _____ Results _____ |
| EKG (baseline at 35, over 45 q 3 yrs) | Date <u>12/18/06</u> Results <u>NK</u> |
| Cholesterol (at 35 then q 5 yrs) | <u>12/4/04</u> |
| Finger Stick Blood Sugar | <u>9/3/03</u> |
| * If > than 200 repeat Finger Stick BS within 48 hours | Results <u>67</u> |
| Optometry Exam (@ 50 if not already seen) | Results _____ |
| Mammogram | Date <u>11/9</u> |
| (females @ 40, q 1 yr/other M.D. order) | Date <u>11/02</u> Results _____ |

III. PHYSICAL RESULTS -- (RN, Mid-Level, M.D.)

| | |
|--------------------------|-------------------------------|
| Heart | <u>R2R</u> |
| Lungs | <u>clear bilateral</u> |
| Breast Exam | <u>normal</u> |
| Rectal (yearly after 45) | Results <u>Refused</u> |
| with Hemocult | Results _____ |
| Pelvic and PAP (q 1 yr) | Date <u>N/A</u> Results _____ |

Facility Holman Nurse Signature C. Stabler RN Date 12-15-07

M.D. or Mid-Level Signature R. J. B. MD Date 12-17-07

| | | |
|---------------------|-------------------|----------------|
| INMATE NAME | Robert Barnes, MD | RACE/SEX |
| <u>Gavin, Keith</u> | <u>2-665</u> | <u>3-30-60</u> |
| | | <u>BM</u> |

IDENTIFICATION OF SPECIAL NEEDS

NAME (PLEASE PRINT) Gavin, Keith
LAST FIRST MI

DATE OF BIRTH 3-30-60 SS# 34354-7791

Housing Recommendations:

DR ✓
General Population _____

Medical Observation Unit _____

Lower Level/Lower Bunk _____

Suicide Precautions _____

Special Watch (15 Minute Checks) _____

Isolation _____

Initiate Universal Precautions _____

Individual found to be:

Clear

Frail/Elderly _____

Physically Handicapped _____

Developmentally Disabled _____

Drug/Alcohol Withdrawal _____

Special Mental Health Needs _____

Expressed Suicidal Ideation _____

History of Seizures _____

Other _____

Specify _____

Dalber R

Date 12-15-07

HOLMAN CORRECTIONAL FACILITY JOB PLACEMENT

Inmate Keith Gavin AIS# B/2-6665
 Has been considered by the job review board and is placed in the following job:

Date Arrived at Holman C. F. _____ Previous Institution _____

| Job Assignment | Effective Date | Custody |
|-----------------------|----------------|---------|
| 3rd Shift Hall Runner | 7/10/03 | max |
| 3rd Shift by work | 11/19/01 | max |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |

| Chair Person | Member | Member | Date |
|------------------------|---------------|-----------------------|----------|
| <u>Wanda L. Thomas</u> | <u>Glover</u> | <u>Capt. D. Croft</u> | 7-10-03 |
| | | | 11/19/01 |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |

The following information was considered in making this assignment:

Offense: _____

Date of Sentence: _____ County _____

Length of Sentence: _____

Long Date: _____ Short date: _____ Duty Status: _____

Inmate Name Keith Gavin AIS# 2-665 Race (B) Location D-16a

Both sides of this form must be filled out at the same time. No more than eight visitors can be listed on your visitors list. List eight people you feel will send you funds. People on your funds list may include but are not limited to people on your visiting list.

| VISITOR'S NAME | D. O. B. | SOCIAL SECURITY NUMBER | ADDRESS, CITY, STATE, ZIP CODE | PHONE NUMBER | RELATIONSHIP |
|---|----------|------------------------|--------------------------------|--------------|--------------|
| <u>PLEASE LEAVE VISITOR'S LIST AS IS.</u> | | | | | |
| <u>Thank you!</u> | | | | | |
| <u>Keith Gavin</u> | | | | | |
| FUNDS LIST | | SOCIAL SECURITY NUMBER | ADDRESS, CITY, STATE, ZIP CODE | PHONE NUMBER | RELATIONSHIP |
| <u>PLEASE LEAVE FUNDS LIST AS IS.</u> | | | | | |
| <u>Thank you!</u> | | | | | |
| <u>Keith Gavin</u> | | | | | |

Note:

I only want to add and change phone numbers.

Page 1-26 of 26
CML
Debt
Thank you!

STATE OF ALABAMA
DEPARTMENT OF CORRECTIONS

INCIDENT REPORT

| | | | | | | | | | |
|--|--|-----------------------------|--|--|--|---|--|-------------------------|--|
| 1. Institution: W. C. Holman Correctional Facility | | 2. Date: 12/05/06 | | 3. Time: 8:00AM | | 4. Incident Number: HP06-1346 | | Class Code: C | |
| 5. Location Where Incident Occurred: Mailroom/Backgate | | | | 6. Type of Incident: Destroyed Rejected Mail-for 8/16 thru 8/31/06 | | | | | |
| 7. Time Incident Reported: 8:15 AM on 12/05/06 | | | | 8. Who Received Report: DEPUTY WARDEN PATTERSON <i>Ret 12-2-06</i> | | | | | |
| 9. Victims: | | | | | | | | | |
| a. <u>N/A</u> | | Name | | AIS | | No. | | | |
| b. _____ | | | | | | No. | | | |
| c. _____ | | | | | | No. | | | |
| 10. Suspects: | | | | | | | | | |
| a. <u>Jeffrey Borden</u> | | Name | | AIS | | No. | | | |
| b. <u>Allan Butler</u> | | | | | | No. | | | |
| c. <u>Emanuel McWilliams</u> | | | | | | No. | | | |
| d. <u>Leroy White</u> | | | | | | No. | | | |
| e. <u>Eugene Clemons</u> | | | | | | No. | | | |
| SEE ATTACHED | | | | | | | | | |
| 11. Witnesses: | | | | | | | | | |
| a. <u>N/A</u> | | Name | | AIS | | No. | | | |
| b. _____ | | | | | | No. | | | |
| c. _____ | | | | | | No. | | | |
| d. _____ | | | | | | No. | | | |
| e. _____ | | | | | | No. | | | |
| f. _____ | | | | | | No. | | | |
| g. _____ | | | | | | No. | | | |

PHYSICAL EVIDENCE:

12. Type of Evidence

Rejected mail in excess of thirty days old

13. Description of Evidence:

Rejected mail in excess of thirty days old

14. Chain of Evidence:

a. Holman Correctional Facility mailroomb. Officer Heron Petec. Destroyed

d. _____

e. _____

15. Narrative Summary:

On 12/05/06, at approximately 8:00AM, Ashleigh Etheridge, ASAI, Mailroom Clerk, prepared the rejected mail that was in excess of thirty (30) days old. The inmates had been given thirty (30) days to protest the rejection of mail or have the mail returned to the sender at the inmate's expense.

Mail from the following list of inmates were in excess of thirty days old:

Jeffrey Borden, Allan Butler, Emanuel McWilliams, Leroy White, Eugene Clemons, Marcus Williams, Dominique Ray, Corey Smith, Larry George, Keith Gavin.

Distribution: ORIGINAL AND ONE (1) COPY to Central I & I Division
COPY to Institutional File

COPY to Deputy Commissioner of Operations (Class A and B ONLY)
COPY to Central Records Office

CONTINUED

| NAME | AIS# |
|-----------------|-------|
| Marcus Williams | Z-656 |
| Dominique Ray | Z-663 |
| Corey Smith | Z-584 |
| Larry George | Z-571 |
| Keith Gavin | Z-665 |

STATE OF ALABAMA
DEPARTMENT OF CORRECTIONSINCIDENT REPORT/DUTY OFFICER REPORT
CONTINUATION

| | | |
|--|---|-------------------------|
| Institution: W. C. Holman Correctional Facility | Incident Number: HP06-1346 | Class Code: C |
| Date: 12/05/06 | Type of Incident: Destroyed Rejected Mail | |
| Narrative Summary (Continued) Page No. 2 | | |
| <p>The mail was shredded and placed in a garbage bag and Officer Heron Pete took the rejected mail to the back gate and placed it in the dumpster. The destruction of the rejected mail was reported to Assistant Warden Tony Patterson at 8:15 AM. The rejected mail slips for the mail destroyed in excess of thirty (30) days old are attached to this report.</p> <p>See attached sheets of the mail that was destroyed</p> <p><i>Ashleigh Etheridge</i> ASAI</p> <p>On 12/05/06, at approximately 08:15AM, I, Officer Heron Pete, took the rejected mail to the back gate and put it in the dumpster</p> <p><i>Heron Pete</i> Heron Pete, COI</p> | | |

STATE OF ALABAMA
DEPARTMENT OF CORRECTIONS

INCIDENT REPORT

| | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|--|-----|-----------------------------|--|---|--|---|--|-------------------------|--|------------------------|-----|--------------|------------------------|-----|--------------|-----------------------|-----|--------------|-----------------------|-----|---------------|---------------------------|-----|--------------|----------|-----|--|----------|-----|--|
| 1. Institution: W. C. Holman Correctional Facility | | 2. Date: 09/28/06 | | 3. Time: 8:00AM | | 4. Incident Number: HP06-1131 | | Class Code: C | | | | | | | | | | | | | | | | | | | | | | |
| 5. Location Where Incident Occurred: Mailroom/Backgate | | | | 6. Type of Incident: Destroyed Rejected Mail for June | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 7. Time Incident Reported: 09/28/06 at 8:15 AM | | | | 8. Who Received Report: DEPUTY WARDEN PATTERSON | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 9. Victims: | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <table border="0"> <tr> <td>a. <u>N/A</u></td> <td>No.</td> <td></td> </tr> <tr> <td>b. _____</td> <td>No.</td> <td></td> </tr> <tr> <td>c. _____</td> <td>No.</td> <td></td> </tr> </table> | | | | | | | | | | a. <u>N/A</u> | No. | | b. _____ | No. | | c. _____ | No. | | | | | | | | | | | | | |
| a. <u>N/A</u> | No. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| b. _____ | No. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| c. _____ | No. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 10. Suspects: | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <table border="0"> <tr> <td>a. <u>Willie Smith</u></td> <td>No.</td> <td><u>Z-541</u></td> </tr> <tr> <td>b. <u>Jack Trawick</u></td> <td>No.</td> <td><u>Z-561</u></td> </tr> <tr> <td>c. <u>Keith Gavin</u></td> <td>No.</td> <td><u>Z-665</u></td> </tr> <tr> <td>d. <u>Terry Moore</u></td> <td>No.</td> <td><u>201439</u></td> </tr> <tr> <td>e. <u>Williams Knotts</u></td> <td>No.</td> <td><u>Z-543</u></td> </tr> </table> | | | | | | | | | | a. <u>Willie Smith</u> | No. | <u>Z-541</u> | b. <u>Jack Trawick</u> | No. | <u>Z-561</u> | c. <u>Keith Gavin</u> | No. | <u>Z-665</u> | d. <u>Terry Moore</u> | No. | <u>201439</u> | e. <u>Williams Knotts</u> | No. | <u>Z-543</u> | | | | | | |
| a. <u>Willie Smith</u> | No. | <u>Z-541</u> | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| b. <u>Jack Trawick</u> | No. | <u>Z-561</u> | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| c. <u>Keith Gavin</u> | No. | <u>Z-665</u> | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| d. <u>Terry Moore</u> | No. | <u>201439</u> | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| e. <u>Williams Knotts</u> | No. | <u>Z-543</u> | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 11. Witnesses: | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <table border="0"> <tr> <td>a. <u>N/A</u></td> <td>No.</td> <td></td> </tr> <tr> <td>b. _____</td> <td>No.</td> <td></td> </tr> <tr> <td>c. _____</td> <td>No.</td> <td></td> </tr> <tr> <td>d. _____</td> <td>No.</td> <td></td> </tr> <tr> <td>e. _____</td> <td>No.</td> <td></td> </tr> <tr> <td>f. _____</td> <td>No.</td> <td></td> </tr> <tr> <td>g. _____</td> <td>No.</td> <td></td> </tr> </table> | | | | | | | | | | a. <u>N/A</u> | No. | | b. _____ | No. | | c. _____ | No. | | d. _____ | No. | | e. _____ | No. | | f. _____ | No. | | g. _____ | No. | |
| a. <u>N/A</u> | No. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| b. _____ | No. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| c. _____ | No. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| d. _____ | No. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| e. _____ | No. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| f. _____ | No. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| g. _____ | No. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| PHYSICAL EVIDENCE: | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 12. Type of Evidence | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <u>Rejected mail in excess of thirty days old</u> | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 13. Description of Evidence: | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <u>Rejected mail in excess of thirty days old</u> | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 14. Chain of Evidence: | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| a. <u>Holman Correctional Facility mailroom</u> | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| b. <u>Officer Heron Pete</u> | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| c. <u>Destroyed</u> | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| d. _____ | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| e. _____ | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 15. Narrative Summary: | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <p>On September 28, 2006, at approximately 8:00AM, J. Renee Parker, ASA II, prepared the rejected mail that was in excess of thirty (30) days old. The inmates had been given thirty (30) days to protest the rejection of mail or have the mail returned to the sender at the inmate's expense.</p> <p>Mail from the following list of inmates were in excess of thirty days old: Willie Smith, Jack Trawick, Keith Gavin, Terry Moore, William Knotts, Dorian Williams, James Moore, William Vinson, William Wanninger, Donald Hairgrove, Jamie Knighten, James Nelson, Raymond Earl, Horace Brightwell, Paul Russaw, Randy Roscoe, Enrico Perine, William Bush, Gary Hart, Larry Dunaway, Richard Sanders, Arthur Giles, Joseph Wilson, Randy Stewart, James Ledford, James Griffin, Wade Kimbrough, Randy Bell, Anthony Hinton, David Davis and Michael Carr.</p> | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |

Distribution: ORIGINAL AND ONE (1) COPY to Central I & I Division
 COPY to Institutional File

COPY to Deputy Commissioner of Operations (Class A and B ONLY)
 COPY to Central Records Office

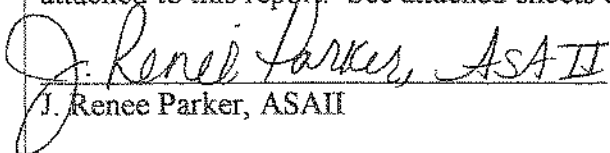
ADOC Form 302-A - June 1, 2005

STATE OF ALABAMA
DEPARTMENT OF CORRECTIONSINCIDENT REPORT/DUTY OFFICER REPORT
CONTINUATION

| | | |
|--|--|------------------|
| Institution: W. C. Holman Correctional Facility | Incident Number: HP06-1131 | Class Code: C |
| Date: 09/28/06 | Type of Incident: Destroyed Rejected Mail | |

Narrative Summary (Continued) Page No. 2

The mail was shredded and placed in a garbage bag and Officer Heron Pete took the rejected mail to the back gate and placed it in the dumpster. The destruction of the rejected mail was reported to Assistant Warden Tony Patterson at 8:15AM. The rejected mail slips for the mail destroyed in excess of thirty (30) days old are attached to this report. See attached sheets of the mail that was destroyed


J. Renee Parker, ASAILStatement from Officer Heron Pete

On 09/28/06, at approximately 3:00 PM, I, Officer Heron Pete, took the rejected mail to the back gate and put it in the dumpster


Heron Pete, COI

SUSPECT CONTINUED

| NAME | AIS# |
|----------------------|--------|
| F. Dorian Williams | 195451 |
| G. James Moore | 186345 |
| H. William Vinson | 189256 |
| I. William Wanninger | 164749 |
| J. Donald Hairgrove | 178175 |
| K. Jamie Knighten | 183509 |
| L. James Nelson | 148536 |
| M. Raymond Earl | 124131 |
| N. Horace Brightwell | 239772 |
| O. Paul Russaw | 145647 |
| P. Randy Roscoe | 128154 |
| Q. Enrico Perine | 208322 |
| R. William Bush | Z-412 |
| S. Gary Hart | 243445 |
| T. Larry Dunaway | Z-622 |
| U. Richard Sanders | 172580 |
| V. Arthur Giles | Z-394 |
| W. Joseph Wilson | Z-640 |
| X. Randy Stewart | Z-524 |
| Y. James Ledford | 153693 |
| Z. James Griffin | 159128 |
| AA. Wade Kimbrough | 208835 |
| BB. Randy Bell | Z-430 |
| CC. Anthony Hinton | Z-468 |
| DD. David Davis | Z-616 |
| EE. Michael Carr | 209732 |

STATE OF ALABAMA
DEPARTMENT OF CORRECTIONS

INCIDENT REPORT


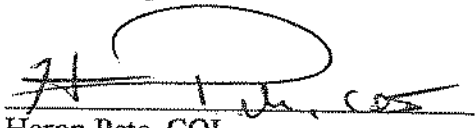
| | | | | | | | | | |
|---|--|-----------------------------|--|---|--|---|--|-------------------------|--|
| 1. Institution: W. C. Holman Correctional Facility | | 2. Date: 09/28/06 | | 3. Time: 8:00AM | | 4. Incident Number: HP06-1133 | | Class Code: C | |
| 5. Location Where Incident Occurred: Mailroom/Backgate | | | | 6. Type of Incident: Destroyed Rejected Mail for August 1st-16th | | | | | |
| 7. Time Incident Reported: 09/28/06 @ 8:15 AM | | | | 8. Who Received Report: DEPUTY WARDEN PATTERSON <i>[Signature]</i> 10/6/06 | | | | | |
| 9. Victims: | | | | | | | | | |
| a. <u>N/A</u> | | Name | | AIS | | No. | | | |
| b. _____ | | | | | | No. | | | |
| c. _____ | | | | | | No. | | | |
| 10. Suspects: | | | | | | | | | |
| a. <u>Thomas Lane</u> | | Name | | AIS | | No. | | | |
| b. <u>Toby Davis</u> | | | | | | No. | | | |
| c. <u>Larry Smith</u> | | | | | | No. | | | |
| d. <u>Donald Hairgrove</u> | | | | | | No. | | | |
| e. <u>Marcus Webb</u> | | | | | | No. | | | |
| SEE ATTACHED | | | | | | | | | |
| 11. Witnesses: | | | | | | | | | |
| a. <u>N/A</u> | | Name | | AIS | | No. | | | |
| b. _____ | | | | | | No. | | | |
| c. _____ | | | | | | No. | | | |
| d. _____ | | | | | | No. | | | |
| e. _____ | | | | | | No. | | | |
| f. _____ | | | | | | No. | | | |
| g. _____ | | | | | | No. | | | |
| PHYSICAL EVIDENCE: | | | | | | | | | |
| 12. Type of Evidence | | | | | | | | | |
| <u>Rejected mail in excess of thirty days old</u> | | | | | | | | | |
| 13. Description of Evidence: | | | | | | | | | |
| <u>Rejected mail in excess of thirty days old</u> | | | | | | | | | |
| 14. Chain of Evidence: | | | | | | | | | |
| a. <u>Holman Correctional Facility mailroom</u> | | | | | | | | | |
| b. <u>Officer Heron Pete</u> | | | | | | | | | |
| c. <u>Destroyed</u> | | | | | | | | | |
| d. _____ | | | | | | | | | |
| e. _____ | | | | | | | | | |
| 15. Narrative Summary: | | | | | | | | | |
| <p>On 09/28/06, at approximately 8:00AM, J. Renee Parker, ASA II, prepared the rejected mail that was in excess of thirty (30) days old. The inmates had been given thirty (30) days to protest the rejection of mail or have the mail returned to the sender at the inmate's expense.</p> <p>Mail from the following list of inmates were in excess of thirty days old: Thomas Harriel, Charles Hastings, Mark Duke, Marcus Harris, Kenny Loggins, Kenny Smith, Keith Gavin, Craig McLaren, Geoff West, Steven Parker, Bobby Waldrop, Ulysses Sneed, Thomas Lane, Toby Davis, Larry Smith, Donald Hairgrove, Marcus Webb, Dionne Eatmon, Nathaniel Hayes, Calvin Middleton, Lorenzo Laffitte, Wesley Turner, Stanley Stephens, John Ward, Milton Reed, Anthony Bryant, Marcus Perry, Gary Moore, Milton Falkner, Gerald Lewis, George Speyer, Timothy Jones and Rick Belisle.</p> | | | | | | | | | |

Distribution: ORIGINAL AND ONE (1) COPY to Central I & I Division
 COPY to Institutional File

COPY to Deputy Commissioner of Operations (Class A and B ONLY)
 COPY to Central Records Office

ADOC Form 302-A - June 1, 2005

STATE OF ALABAMA
DEPARTMENT OF CORRECTIONSINCIDENT REPORT/DUTY OFFICER REPORT
CONTINUATION

| | | |
|--|---|-------------------------|
| Institution: W. C. Holman Correctional Facility | Incident Number: HP06-1133 | Class Code: C |
| Date: 09/28/06 | Type of Incident: Destroyed Rejected Mail | |
| Narrative Summary (Continued) Page No. 2 | | |
| <p>The mail was shredded and placed in a garbage bag and Officer Heron Pete took the rejected mail to the back gate and placed it in the dumpster. The destruction of the rejected mail was reported to Assistant Warden Tony Patterson at 8:15AM. The rejected mail slips for the mail destroyed in excess of thirty (30) days old are attached to this report. See attached sheets of the mail that was destroyed.</p> <p> Renee Parker, ASA II</p> <p><u>Statement from Officer Heron Pete</u></p> <p>On 09/28/06, at approximately 3:00 PM, I, Officer Heron Pete, took the rejected mail to the back gate and put it in the dumpster.</p> <p> Heron Pete, COI</p> | | |

CONTINUED

| NAME | AIS# |
|---------------------|--------|
| F. Thomas Harriel | 184143 |
| G. Charles Hasting | 140734 |
| H. Mark Duke | 242207 |
| I. Marcus Harris | 196285 |
| J. Kenny Loggins | 187155 |
| K. Kenny Smith | Z-512 |
| L. Keith Gavin | Z-665 |
| M. Craig McLaren | 115624 |
| N. Geoff West | Z-658 |
| O. Steven Parker | 193912 |
| P. Bobby Waldrop | Z-661 |
| Q. Ulysses Sneed | Z-590 |
| R. Dionne Eatmon | Z-714 |
| S. Nathaniel Hayes | 172136 |
| T. Calvin Middleton | 201915 |
| U. Lorenzo Lafitte | 172422 |
| V. Wesley Turner | 235669 |
| W. Stanley Stephens | Z-688 |
| X. John Ward | Z-653 |
| Y. Milton Reed | 190878 |
| Z. Anthony Bryant | 208651 |
| AA. Marcus Perry | 206834 |
| BB. Gary Moore | 113294 |
| CC. Milton Falkner | 110430 |
| DD. Gerald Lewis | Z-668 |
| EE. George Speyer | 175345 |
| FF. Timothy Jones | Z-711 |
| GG. Rick Belisle | Z-697 |

W. C. HOLMAN CORRECTIONAL FACILITY
INMATE TELEPHONE LISTInmate Name & AIS#: KEITH GAVIN #2-665Inmate Location: 8-U-4Date Form Completed: 4-25-05

Allowed Telephone Numbers

1. 773 378 8533 Name ANNETTE GAVIN Relationship MOTHER
2. 815 726 3767 Name BOBBIE JOHNSON Relationship AUNT
3. 773 784 0239 Name MICHAEL ABBINANTI Relationship COUSIN
4. 256 766 8229 Name HUNTER GAVIN Relationship COUSIN
5. 716 832 0576 Name SUSAN JACKSON Relationship FRIEND
6. 334 269 1803 Name LISA HAYES Relationship ATTORNEY
7. 212 364 5340 Name BARRY C SCHECK Relationship ATTORNEY
8. _____ Name _____ Relationship _____

Approved by: N. LyonsEntry date: 5/2/05

Denied: _____

Comments: _____

Date of Next Change: 11/2/05

W. C. HOLMAN CORRECTIONAL FACILITY
INMATE TELEPHONE LIST

Inmate Name & AIS#: KEITH GAVIN #Z-665

Inmate Location: 8-U-4

Date Form Completed: 8-11-04

Allowed Telephone Numbers

1. 773 378 8533 Name Annette GAVIN Relationship Mother
2. 815 726 3767 Name Bobby Johnson Relationship Auntie
3. 212 364 5340 Name BARRY C. Schreck Relationship Attorney
4. 256 766 8229 Name Hunter GAVIN Relationship Cousin
5. 902 461 1875 Name Eveline Fox Relationship Friend
6. 334 265 5203 Name Sue Williams Relationship " "
7. 334 240 0914 Name Kathy Fint Relationship " "
8. 716 832 0516 Name Susan Jackson Relationship " "

Approved by: N. Syano

Entry date: 8/12/04

Denied: _____

Comments: you also need to provide DOB for
your visitors

Date of Next Change: 2/12/05

W. C. HOLMAN CORRECTIONAL FACILITY
INMATE TELEPHONE LISTInmate Name & AIS#: Keith Gavin #Z-665Inmate Location: 8-U-4Date Form Completed: 8-11-04

Allowed Telephone Numbers

1. 773 378 8533 Name Annette Gavin Relationship Mother
2. 815 726 3767 Name Bobby Johnson Relationship Auntie
3. 212 364 5340 Name Bazzy C. Scheck Relationship Attorney
4. 256 766 8229 Name Hunter Gavin Relationship Cousin
5. 902 461 1875 Name Eveling Fox Relationship Friend
6. 334 265 5203 Name Sue Williams Relationship " "
7. 334 240 0914 Name Kathy Fint Relationship " "
8. 716 832 0516 Name Susan Jackson Relationship " "

Approved by: N. LyonsEntry date: 8/12/04

Denied: _____

Comments: you also need to provide DOB for
your visitorsDate of Next Change: 2/16/05

HOLMAN PRISON

INMATE TELEPHONE LIST

Inmate Name & AIS #: Keith Gavin L-665Inmate Locations: 345Date Form Completed: 12-10-03

Allowed Telephone Numbers

1. 773 379 8424 Name Annette Gavin Relationship Mother2. 815 726 3767 Name Bobby Johnson Relationship Auntie3. 256 845 7900 Name Stephen Bussman Relationship Attorney4. 902 461 1875 Name Eviline Fox Relationship Friend5. 815 733 9856 Name Eviline Weeks Relationship Auntie6. 256 766 8229 Name Hunter Gavin Relationship Cousin

7. _____ Name _____ Relationship _____

8. _____ Name _____ Relationship _____

Approved By: N. LyonsEntry Date: 12/19/03

Denied: _____

Comments: _____

Date of Next Change: 6/19/04

Inmate Name Keith Gavin AIS# 74-6065 Race B Location 5-4-2

Both sides of this form must be filled out at the same time. No more than eight visitors can be listed on your visitors list. List eight people you feel will send you funds. People on your funds list may include but are not limited to people on your visiting list.

| VISITOR'S NAME | D. O. B. | SOCIAL SECURITY NUMBER | ADDRESS, CITY, STATE, ZIP | PHONE NUMBER | RELATIONSHIP |
|---------------------------------|----------|------------------------|---|------------------------|---------------|
| ANNETTE GAVIN <u>B</u> | 9-8-37 | 323-44-5277 | 1140 N. Lockwood, Chicago, IL 60651 | 773-378-8533 | Mother ✓ |
| SHARON GAVIN <u>B</u> | 10-14-69 | 327-28-7254 | " " " " | " " | Sister ✓ |
| STEVEN GAVIN <u>B</u> | 10-14-63 | 363-23-4144 | " " " " | " " | Brother ✓ |
| Nicole GAVIN <u>V</u> | 2-21-75 | 388-55-2670 | " " " " | " " | Sister ✓ |
| GENIETTA GAVIN Black <u>V</u> | 7-24-80 | 331-95-5140 | " " " " | " " | Sister ✓ |
| ADRIANE GAVIN Brooks <u>V</u> | 11-19-68 | 382-84-2173 | " " " " | " " | Sister ✓ |
| Bobbie Jean Johnson <u>V</u> | 1-18-42 | 284-72-4103 | 224 Richards St. Joliet, IL 60433 | 815-726-3767 | Aunt Friend ✓ |
| Sheena Mauden - Kika | 12-30-63 | | 30 Rue des Bossons 1213 ONEX / GENEVE, SWITZERLAND | | Cousin |
| FUNDS LIST | | SOCIAL SECURITY NUMBER | ADDRESS, CITY, STATE, ZIP | PHONE NUMBER | RELATIONSHIP |
| ANNETTE GAVIN <u>B</u> | | 323-44-5277 | 1140 N. Lockwood/Chicago, IL 60651 | 773-378-8533 | Mother ✓ |
| SHARON GAVIN <u>B</u> | | 327-28-7254 | " " " " | " " | Sister ✓ |
| STEVEN GAVIN <u>B</u> | | 363-23-4144 | " " " " | " " | Brother ✓ |
| BARBARA LATTRELL <u>B</u> | | 253-51-2560 | 5229 W. Potomac/Chicago, IL 60651 | unknown | Aunt ✓ |
| CHRIS MATTHEWS ROBERTS <u>V</u> | | 428-27-3140 | 3939 S. Lake Park/Chicago, IL 60652 | " " | Aunt ✓ |
| Michael Abbinauti <u>V</u> | | 265-60-2101 | 2221 W. Farragut/Chicago, IL 60635 | " " | Friend ✓ |
| Sheena Mauden - Kika <u>V</u> | | | 30 Rue des Bossons / 1213 ONEX / GENEVE, SWITZERLAND | " " | Cousin ✓ |
| Celen D. King, ATTY. AT LAW | | | 1520 Mulberry St. / Montgomery, AL 36106 | (334) 345-106 289-1106 | ATTORNEY ✓ |

Handwritten signature: *Keith Gavin*

Handwritten initials: *KG*

HOLMAN PRISON

INMATE TELEPHONE LIST

Inmate Name & AIS #: Keith Gavin L-665Inmate Locations: 345Date Form Completed: 12-10-03

Allowed Telephone Numbers

1. 773 379 8424 Name Annette Gavin Relationship Mother
2. 815 726 3767 Name Bobby Johnson Relationship Auntie
3. 256 845 7900 Name Stephen Bussman Relationship Attorney
4. 902 461 1875 Name Eviline Fox Relationship Friend
5. 815 733 9856 Name Eviline Meeks Relationship Auntie
6. 256 766 8829 Name Hunter Gavin Relationship Cousin
7. _____ Name _____ Relationship _____
8. _____ Name _____ Relationship _____

Approved By: N. LyonsEntry Date: 12/19/03

Denied: _____

Comments: _____

Date of Next Change: 6/19/04

APPENDIX A

NAME OF INSTITUTION W.P. HOLMES DATE TESTED 7/9/2003

INSTITUTION CODE 003 BATCH # 1

DATE 27/00/03 TIME SAMPLE DELIVERED _____

| INMATE'S NAME - AIS # | REASON | TIME COLLECTED | INMATE'S NAME - AIS # | REASON | TIME COLLECTED |
|--|----------|-----------------|-----------------------|--------|----------------|
| 1. <u>Peter P. Tamm</u> <u>42-491</u> | <u>R</u> | <u>11:00 AM</u> | 17. _____ | _____ | _____ |
| 2. <u>Peter P. Tamm</u> <u>42-491</u> | <u>R</u> | <u>12:00 PM</u> | 18. _____ | _____ | _____ |
| 3. <u>Adrian P. Tamm</u> <u>42-491</u> | <u>R</u> | <u>11:30 AM</u> | 19. _____ | _____ | _____ |
| 4. <u>Gavin Keith</u> <u>42-491</u> | <u>R</u> | <u>1:00 PM</u> | 20. _____ | _____ | _____ |
| 5. <u>Peter P. Tamm</u> <u>42-491</u> | <u>R</u> | <u>1:30 PM</u> | 21. _____ | _____ | _____ |
| 6. <u>Brian P. Tamm</u> <u>42-491</u> | <u>R</u> | <u>12:00 PM</u> | 22. _____ | _____ | _____ |
| 7. <u>Jack P. Tamm</u> <u>42-491</u> | <u>R</u> | <u>1:00 PM</u> | 23. _____ | _____ | _____ |
| 8. <u>David P. Tamm</u> <u>42-491</u> | <u>R</u> | <u>12:30 PM</u> | 24. _____ | _____ | _____ |
| 9. <u>Frank P. Tamm</u> <u>42-491</u> | <u>R</u> | <u>12:55 PM</u> | 25. _____ | _____ | _____ |
| 10. <u>Frank P. Tamm</u> <u>42-491</u> | <u>R</u> | <u>1:00 PM</u> | 26. _____ | _____ | _____ |
| 11. _____ | _____ | _____ | 27. _____ | _____ | _____ |
| 12. _____ | _____ | _____ | 28. _____ | _____ | _____ |
| 13. _____ | _____ | _____ | 29. _____ | _____ | _____ |
| 14. _____ | _____ | _____ | 30. _____ | _____ | _____ |
| 15. _____ | _____ | _____ | 31. _____ | _____ | _____ |
| 16. _____ | _____ | _____ | 32. _____ | _____ | _____ |

OUR INSTITUTION REQUESTS THE ABOVE NAMED INMATES BE DRUG SCREENED AND THE RESULTS OF ALL POSITIVE TESTS REPORTED PER PHONE CALL WITH PAPER WORK TO FOLLOW.

THERE ARE A TOTAL OF 10 SAMPLES TO BE TESTED. DRUGS CSD, COCAINE, opiates, ETOH

From (The Above Inmates) To Drug Units Date 7/9/03 Time 11:00 AM

From Drug Units To James P. Tamm Date 7/9/03 Time 1:44 PM

From _____ To _____ Date _____ Time _____

From _____ To _____ Date _____ Time _____

From _____ To _____ Date _____ Time _____

REQUESTING AUTHORITY & PHONE NUMBER

All tests Negative

James P. Tamm

EMATE NAME KETHA GAVINAIS NUMBER Z-665RACE BEDUCATION 365

ALL SIDES OF THIS FORM MUST BE FILLED OUT AT THE SAME TIME. NO MORE THAN EIGHT VISITORS CAN BE LISTED ON YOUR VISITORS LIST. LIST EIGHT PEOPLE YOU FEEL THAT WILL SEND YOU FUNDS. PEOPLE ON YOUR FUNDS LIST MAY INCLUDE BUT ARE NOT LIMITED TO PEOPLE ON YOUR VISITING LIST.

VISITORS

| NAME | SOCIAL SECURITY NUMBER | ADDRESS, CITY, STATE, ZIP CODE | PHONE | RELATION |
|--|------------------------|---|----------------|----------|
| <input checked="" type="checkbox"/> ANNETTE GAVIN | 323-44-5277 | 1140 N. Lockwood Ave Chicago, IL 60651 | (773) 379-8473 | MOTHER |
| <input checked="" type="checkbox"/> SHARON GAVIN | 327-28-7254 | 1140 N. Lockwood Ave Chicago, IL 60651 | " " | SISTER |
| <input checked="" type="checkbox"/> GENAETTA CLARK | 331-95-5140 | " " | " " | SISTER |
| <input checked="" type="checkbox"/> LATRICE GAVIN | 353-74-8140 | " " | " " | SISTER |
| <input checked="" type="checkbox"/> NICOLE GAVIN | 388-55-6670 | " " | " " | SISTER |
| <input checked="" type="checkbox"/> STERLING GAVIN | 372-62-4011 | " " | " " | BROTHER |
| <input checked="" type="checkbox"/> STEVEN GAVIN | 363-23-4144 | " " | " " | BROTHER |
| <input checked="" type="checkbox"/> CHRIS MATTHEWS | 428-27-3140 | 3939 S. Lake Park, Chicago, IL 60652 | " " | AUNTEE |

FUNDS

| NAME | SOCIAL SECURITY NUMBER | ADDRESS, CITY, STATE, ZIP CODE | PHONE | RELATION |
|--|------------------------|---|----------------|----------|
| <input checked="" type="checkbox"/> ANNETTE GAVIN | 323-44-5277 | 1140 N. Lockwood Ave, Chicago, IL 60651 | (773) 379-8473 | MOTHER |
| <input checked="" type="checkbox"/> SHARON GAVIN | 327-28-7254 | " " | " " | SISTER |
| <input checked="" type="checkbox"/> GENAETTA CLARK | 331-95-5140 | " " | " " | SISTER |
| <input checked="" type="checkbox"/> LATRICE GAVIN | 353-74-8140 | " " | " " | SISTER |
| <input checked="" type="checkbox"/> NICOLE GAVIN | 388-55-6670 | " " | " " | SISTER |
| <input checked="" type="checkbox"/> STERLING GAVIN | 372-62-4011 | " " | " " | SISTER |
| <input checked="" type="checkbox"/> STEVEN GAVIN | 363-23-4144 | " " | " " | BROTHER |
| <input checked="" type="checkbox"/> CHRIS MATTHEWS | 428-27-3140 | 3939 S. Lake Park, Chicago, IL 60652 | " " | BROTHER |
| | | | | AUNTEE |

ALABAMA DEPARTMENT OF CORRECTIONS

HOLMAN PRISON

INMATE TELEPHONE LIST

INMATE NAME&AIS #:

KEITH GAVIN ZUGS

INMATE LOCATION :

4-U-72

DATE FORM COMPLETED :

2-18-00

ALLOWED TELEPHONE NUMBERS

| | | | | | |
|---|-------------------------|------|------------------------|--------------|---------------------|
| 1 | <u>773 924 3874</u> | NAME | <u>STEVEN ROBERTS</u> | RELATIONSHIP | <u>Uncle</u> |
| 2 | <u>773 626 2752</u> | NAME | <u>ADRIANE BROOKS</u> | RELATIONSHIP | <u>Sister</u> |
| 3 | <u>773 379 8473</u> | NAME | <u>ANNETTE GAVIN</u> | RELATIONSHIP | <u>Mother</u> |
| 4 | <u>815 726 3767</u> | NAME | <u>BOBBY JOHNSON</u> | RELATIONSHIP | <u>Aunt</u> |
| 5 | <u>815 733 9856</u> | NAME | <u>EVILINE MEEKS</u> | RELATIONSHIP | <u>Aunt</u> |
| 6 | <u>256 845 7900</u> | NAME | <u>STEPHEN BURSMAW</u> | RELATIONSHIP | <u>Attorney</u> |
| 7 | <u>256 528 2107</u> | NAME | <u>JOHN UFFORD</u> | RELATIONSHIP | <u>Attorney</u> |
| 8 | 256 412 1111 | NAME | JOHN UFFORD | RELATIONSHIP | Attorney |

APPROVED BY:

N. Lyons

ENTRY DATE:

2/17/00

DENIED :

COMMENTS :

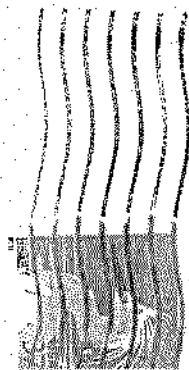
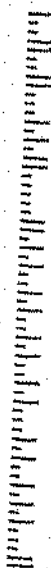
DATE OF NEXT CHANGE:

8/17/00

DAVID A. RAINES
CIRCUIT JUDGE
DEKALB COUNTY COURTHOUSE, Suite 406
390 GRAND AVE. S.W.
FORT PAYNE, ALABAMA 35967

Holman Correctional Facility
Holman 3700
Atmore, AL 36503-3700

36503/9935



State of Alabama,
PLAINTIFF

vs.

Keith Edmund Gavin,
DEFENDANT

*
*
*
*
*
*
*

IN THE CIRCUIT COURT OF
CHEROKEE COUNTY, ALABAMA
CASE NOS. – CC-1998-061.60
CC-1998-062.60

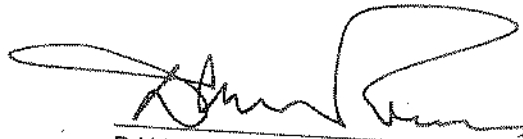
ORDER TO TRANSPORT DEFENDANT

The Defendant's PETITION FOR RELIEF FROM CONVICTION OR SENTENCE (Pursuant To Rule 32, Alabama Rules of Criminal Procedure) is set before the Court on the 20th day of December 2005, at 9:00 a.m., in the courtroom of the Cherokee County Courthouse, Centre, Alabama, and the Defendant is presently in the custody of Holman Correctional Facility, Atmore, Alabama. It is hereby,

ORDERED that the Sheriff of Cherokee County, Alabama, or his duly authorized deputy, shall transport the Defendant from the custody of the Holman Correctional Facility to the Cherokee County Jail for the hearing of the above referenced Petition filed in this case.

At the conclusion the Sheriff shall redeliver the Defendant to the custody of the Holman Correctional Facility.

Done this 26th day of October 2005.



DAVID A. RAINS, CIRCUIT JUDGE

Filed to Clerk M.M. 11/7/16

ORDER TO TRANSPORT DEFENDANT

Cherokee Co. CC-1998-061.60

CC-1998-062.60

Page 2

Copies to:

Attorney for:

Mr. Scott Lloyd
Mr. Robert F. Johnston

State of Alabama

Mr. Stephen C. Jackson
Mr. C. Andrew Kitchen
2400 AmSouth/Harbert Plaza
1901 Sixth Ave. North
Birmingham, AL 35203

Keith Edmund Gavin

Mr. Prentice H. Marshall, Jr.
Ms. Melanie Walker
10 South Dearborn St.
Chicago, IL 60603

Keith Edmund Gavin

Sheriff of Cherokee County,
Chief Jailer of Cherokee Co. Jail
Chief Deputy of Cherokee Co.

Holman Correctional Facility
Holman 3700
Atmore, AL 36503-3700

CBR202

STATE OF ALABAMA
DEPARTMENT OF CORRECTIONS
CENTRAL RECORDS DIVISION
1400 LLOYD STREET
MONTGOMERY, ALABAMA 36130-1501
28 MAY 2002

741/D

TO: IL DEPARTMENT OF CORRECTIONS
100 WEST RANDOLPH, STE 4-200
CHICAGO IL 60601

RE: GAVIN, KEITH EDMUND
AIS NO: 0000Z665 CASE NUMBER : W#980826
R&S: BM DOB: 30 MAR 1960
CHARGE(S): PAROLE VIOLATION

DEAR SIR:

AS YOU HAVE REQUESTED WE HAVE PLACED A HOLDOVER AGAINST SUBJECT AND WILL NOTIFY YOUR OFFICE APPROXIMATELY THIRTY (30) DAYS BEFORE DATE OF HIS RELEASE SO YOU MAY ARRANGE TO TAKE CUSTODY.

BY COPY OF THIS NOTIFICATION, THE WARDEN HAVING PHYSICAL CUSTODY OF THE INMATE IS INSTRUCTED TO INFORM THE INMATE OF THE SOURCE AND CONTENT OF YOUR DETAINER, AND TO GIVE SUBJECT A COPY ATTACHED. ADDITIONALLY, THE WARDEN HAS BEEN INSTRUCTED TO ADVISE THE INMATE THAT HE MAY REQUEST FINAL DISPOSITION OF ANY UNTRIED INDICTMENT, INFORMATION, OR COMPLAINT, BY WRITING THE COURT AND DISTRICT ATTORNEY WHERE THESE CHARGES ARE PENDING. IF CHARGES AGAINST THIS SUBJECT ARE WITHDRAWN PRIOR TO THE EXPIRATION OF HIS PENITENTIARY SENTENCE, REQUEST YOU ADVISE THIS OFFICE.

CURRENT SHORT TIME RELEASE DATE IS: NO DATE SET
PAROLE HEARING SETUP DATE IS: NO DATE SET

INMATE HAS NO ADDITIONAL DETAINERS CURRENTLY IN EFFECT.

VERY TRULY YOURS,

BETTY H. TEAGUE
INMATE RECORDS ADMINISTRATION

BY: B
DETAINER CLERK

CC: WARDEN/DIR/SUPT: HOLMAN DEATH ROW
PAROLE BOARD, 1400 LLOYD STREET, MONTGOMERY, AL., 36130-1501
INMATE CENTRAL FILE



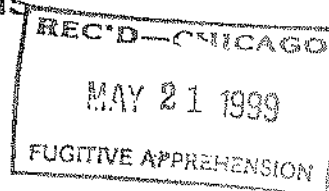
UP 980826

Warrant Number

State of Illinois

DEPARTMENT OF CORRECTIONS

WARRANT



It appearing to the undersigned, an officer authorized by the Director of the Department of Corrections, that:

Subject, Keith Gavin East Moline N23865 a person
(Name) (DOC #)
 in the lawful custody of the Department of Corrections pursuant to the Statutes of the State of Illinois, has escaped
 from or has violated the rules and/or conditions of parole, Mandatory Supervised Release or the Community
 Correctional Center program on the 6th of March, 19 98.
(day) (month)

It is hereby ordered that the above named person be retaken immediately into custody and held for delivery to the Director
 of the DEPARTMENT OF CORRECTIONS or his duly authorized agent.

Given under my hand this 26th day of March, 19 98.

ENTERED TERMINALS

DATE 5-28-02 BY BC

This Warrant is issued pursuant to the authority granted
 the Department of Corrections in the Code of Correc-
 tions, 730 ILCS 5/3-13-4 and 730 ILCS 5/3-14-2.

State of Illinois

DEPARTMENT OF CORRECTIONS

Seal

Marjorie S. Ben (for)
 Deputy Director, Community Services

Phillip
 Issuing Officer

OTHER SIDES OF THIS FORM MUST BE FILLED OUT AT THE SAME TIME. NO MORE THAN EIGHT VISITORS CAN BE LISTED ON YOUR VISITORS LIST. EIGHT PEOPLE YOU FEEL THAT WILL SEND YOU FUNDS. PEOPLE ON YOUR FUNDS LIST MAY INCLUDE BUT ARE NOT LIMITED TO PEOPLE ON YOUR VISITING LIST.

10/1/2

This is your 6 month change, Do
you want a funds list, and
Telephone, or ~~delete~~ delete \$¹
everything except for this one
visitor. (I only wants to add this name to my
list, and leave my Funds list as it is.) Thank You!
PLEASE delete Kathy Matthews' office
AND Richard Wood:

STATE OF ALABAMA
DEPARTMENT OF CORRECTIONS

CHAIN OF CUSTODY

Name of Institution: W. C. HolmanInst. Code: 003Date: 7-25-07Time Specimens Delivered: 1:20 PM

| | First | Last | Time of Collection | AIS # | Race | Sex (M-F) | Medications (Yes or No) |
|----|-----------|---------|--------------------|--------|------|-----------|-------------------------|
| 1 | Domineque | RAY | 10:30 AM | B2 663 | B | m | YES |
| 2 | Keith | Gavin | 11:40 AM | B2 665 | B | m | NO |
| 3 | Harvey | Windsor | 10:27 AM | W2 498 | W | m | YES |
| 4 | Jerry | Bryant | 1:00 PM | B2 644 | B | m | NO |
| 5 | Willie | SCOTT | 11:48 AM | B2-691 | B | m | YES |
| 6 | | | | | | | |
| 7 | | | | | | | |
| 8 | | | | | | | |
| 9 | | | | | | | |
| 10 | | | | | | | |
| 11 | | | | | | | |
| 12 | | | | | | | |
| 13 | | | | | | | |
| 14 | | | | | | | |
| 15 | | | | | | | |
| 16 | | | | | | | |
| 17 | | | | | | | |
| 18 | | | | | | | |
| 19 | | | | | | | |
| 20 | | | | | | | |
| 21 | | | | | | | |
| 22 | | | | | | | |
| 23 | | | | | | | |
| 24 | | | | | | | |
| 25 | | | | | | | |

All tested Negative

OUR INSTITUTION REQUESTS THE ABOVE NAMED INMATE(S) BE DRUG SCREENED AND THE RESULTS OF ALL POSITIVE TESTS BE REPORTED VIA PHONE CALL WITH PAPERWORK TO FOLLOW.

There are a total of 5 specimens to be tested. ADOC can operate, meth

| | | | |
|---------------------------|-------------------|---------------|----------------|
| From: (The above inmates) | To: Bobby Lanco | Date: 7-25-07 | Time: 10:30 AM |
| From: Bobby Lanco | To: Terry Quarter | Date: 7-25-07 | Time: 1:20 PM |
| From: Terry Quarter | To: Doug Quarter | Date: 7/25/07 | Time: 2:00 PM |
| From: Doug Quarter | To: Terry Quarter | Date: 7/25/07 | Time: 2:10 PM |
| From: | To: | Date: | Time: |

RETAIN THIS FORM FOR ONE YEAR

ADOC Form 440-A - January 26, 2006

Inmate Name Keith Gavin AIS# 2-665 Race (B) Location D-16a

Both sides of this form must be filled out at the same time. No more than eight visitors can be listed on your visitors list. List eight people you feel will send you funds. People on your funds list may include but are not limited to people on your visiting list.

| VISITOR'S NAME | D. O. B. | SOCIAL SECURITY NUMBER | ADDRESS, CITY, STATE, ZIP CODE | PHONE NUMBER | RELATIONSHIP |
|---|----------|------------------------|--------------------------------|--------------|--------------|
| <u>PLEASE LEAVE VISITOR'S LIST AS IS.</u> | | | | | |
| <u>Thank you!</u> | | | | | |
| <u>Keith Gavin</u> | | | | | |
| FUNDS LIST | | SOCIAL SECURITY NUMBER | ADDRESS, CITY, STATE, ZIP CODE | PHONE NUMBER | RELATIONSHIP |
| <u>PLEASE LEAVE FUNDS LIST AS IS.</u> | | | | | |
| <u>Thank you!</u> | | | | | |
| <u>Keith Gavin</u> | | | | | |

Note:

I only want to add and change phone numbers.

80-98-1-26-08
CMA
12-6-08
Thank you!

Inmate Name Heidi CorbinAISH# 2-665Page 8

Location

5-1-2

Both sides of this form must be filled out at the same time. No more than eight visitors can be listed on your visitors list. List eight people you feel will send you funds. People on your funds list may include but are not limited to people on your visiting list.

| VISITOR'S NAME | D. O. B. | SOCIAL SECURITY NUMBER | ADDRESS, CITY, STATE, ZIP | PHONE NUMBER | RELATIONSHIP |
|-----------------------------|----------|------------------------|---|----------------|--------------|
| Annette Gavin B | 9-8-37 | 323-44-5377 | 1140 N. Lockwood, Chicago, IL 60651 | 773-378-8523 | Mother ✓ |
| Sharon Gavin B | 10-14-69 | 327-28-7254 | " " " " | " " | Sister ✓ |
| Evel Gavin B | 10-14-63 | 363-23-4144 | " " " " | " " | Brother ✓ |
| Bob Gavin V | 2-21-75 | 383-55-4670 | " " " " | " " | Sister ✓ |
| Annetha Gavin Clark V | 7-24-80 | 331-95-5146 | " " " " | " " | Sister ✓ |
| Adriane Gavin Brooks V | 11-19-68 | 382-84-2173 | " " " " | " " | Sister ✓ |
| Bobbie Jean Johnson V | 1-18-42 | 284-72-4103 | 234 Richards ST. Joliet, IL 60433 | 815-746-3767 | Mother ✓ |
| Sharon Gavin - Kika | 12-30-63 | | 30 Rue des Bassons, Geneva, Switzerland | | Cousin ✓ |
| FUNDS LIST | | SOCIAL SECURITY NUMBER | ADDRESS, CITY, STATE, ZIP | PHONE NUMBER | RELATIONSHIP |
| Monette Gavin B | | 323-44-5377 | 1140 N. Lockwood, Chicago, IL 60651 | 773-378-8533 | Mother ✓ |
| Sharon Gavin B | | 327-28-7254 | " " " " | " " | Sister ✓ |
| STEVEN Gavin B | | 363-23-4144 | " " " " | " " | Brother ✓ |
| Barbara Lotteil | | 253-51-2560 | 5229 W. Potomac, Chicago, IL 60651 | unknown | Aunt ✓ |
| Heidi Matthews Roberts | | 428-27-3140 | 3739 S. Lake Park, Chicago, IL 60653 | " | Aunt ✓ |
| Michael Abbington | | 265-60-2101 | 2321 W. Tanager, Chicago, IL 60635 | " | Friend ✓ |
| Sharon Abbington - Kika | | | 30 Rue des Bassons, Geneva, Switzerland | " | Cousin ✓ |
| Allen D. King, Atty. at Law | | | 1520 Mulberry ST. Montgomery, AL 36104 | (334) 329-1102 | Attorney ✓ |

(91)

Audite
6/22/06

STATE OF ALABAMA
DEPARTMENT OF CORRECTIONS

CHAIN OF CUSTODY

Name of Institution: WC HolmanInst. Code: 003Date: 2-15-06Time Specimens Delivered: 10:30 Am

| | First | Last | Time of Collection | AIS # | Race | Sex (M-F) | Medications (Yes or No) |
|----|------------------------|-----------------|--------------------|------------------|--------------|--------------|-------------------------|
| 1 | Tony | Barksdale | 7:16 Am | B2611 | B | M | Yes |
| 2 | William | Bush | 6:55 Am | B2412 | B | M | Yes |
| 3 | Keith | Gavin | 8:22 Am | B2665 | B | M | No |
| 4 | Christopher | Hyde | 7:22 Am | B2712 | W | M | No |
| 5 | Jeremiah | Jackson | 7:35 Am | B2625 | B | M | No |
| 6 | Michael | Land | 7:30 Am | W2553 | W | M | Yes |
| 7 | Michael | Lewis | 7:05 Am | W2698 | W | M | Yes |
| 8 | James | McGowan | 7:15 Am | W2602 | W | M | Yes |
| 9 | Robert | Melson | 7:45 Am | B2601 | B | M | No |
| 10 | Harry | Nicks | 7:25 Am | B2444 | B | M | Yes |
| 11 | Dominique | Ray | 8:20 Am | B2643 | B | M | No |
| 12 | Larry | Smith | 8:25 Am | W2583 | W | M | No |
| 13 | Willie | Smith | 7:12 Am | B2541 | B | M | Yes |
| 14 | Devon | Thompson | 7:10 Am | B2717 | B | M | No |
| 15 | David | Davis | 7:41 Am | W2616 | W | M | Yes |
| 16 | | | | | | | |
| 17 | | | | | | | |
| 18 | | | | | | | |
| 19 | | | | | | | |
| 20 | | | | | | | |
| 21 | | | | | | | |
| 22 | | | | | | | |
| 23 | | | | | | | |
| 24 | | | | | | | |
| 25 | | | | | | | |

All tested Negative

OUR INSTITUTION REQUESTS THE ABOVE NAMED INMATE(S) BE DRUG SCREENED AND THE RESULTS OF ALL POSITIVE TESTS BE REPORTED VIA PHONE CALL WITH PAPERWORK TO FOLLOW.

There are a total of 14 specimens to be tested. CDO, COX, ETOM, Benz, PKY

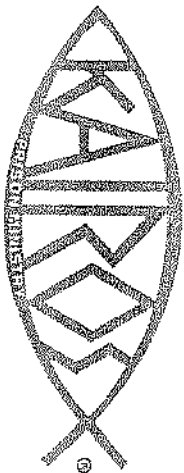
| | | | |
|-----------------------------|---------------------------|----------------------|-----------------------|
| From: (The above inmates) | To: <u>Col Bobby Lane</u> | Date: <u>2-15-06</u> | Time: <u>6:55 Am</u> |
| From: <u>Col Bobby Lane</u> | To: <u>FCC Drug room</u> | Date: <u>2-15-06</u> | Time: <u>10:30 AM</u> |
| From: _____ | To: _____ | Date: _____ | Time: _____ |
| From: _____ | To: _____ | Date: _____ | Time: _____ |
| From: _____ | To: _____ | Date: _____ | Time: _____ |
| From: _____ | To: _____ | Date: _____ | Time: _____ |

RETAIN THIS FORM FOR ONE YEAR

ADOC Form 440-A - January 26, 2006

EXT. 301
Warden (M) H. R. D.

CERTIFICATE OF COMPLETION



THE KAIROS SHORTCOURSE IS A TOTAL IMMERSION THREE-AND-ONE-HALF-DAY INSTRUCTIONAL INTRODUCTION TO LIVING IN CHRISTIAN COMMUNITY. FORGIVENESS OF OTHERS, SELF EXAMINATION, GOAL SETTING, SELF ESTEEM, SMALL GROUP INTERACTION, COMMUNICATION, RESPONSIBILITY, TRUST AND RESPECT ARE INTENSE ELEMENTS OF THE CURRICULUM.

This certifies that KEITH GAVIN Z-665 attended and
completed Kairos # D.R. 6 at HOLMAN CORRECTIONAL FACILITY
during November 18-20, 2005

William S. Parker

Chairman, Kairos District of Alabama

This certificate should be a permanent part of the official records of the above named individual. It certifies participation in a significant program which entails extensive follow-up participation, and is hereby entitled to participate in Kairos activities when these are offered at other Department of Corrections Institutions to which this individual may be assigned.

[Signature]

Chaplain

HOLMAN CORRECTIONAL FACILITY
Institution

W. C. HOLMAN CORRECTIONAL FACILITY
INMATE TELEPHONE LISTInmate Name & AIS#: KEITH GAVIN #Z-6665Inmate Location: 8-U-4Date Form Completed: 4-25-05

Allowed Telephone Numbers

1. 773 378 8533 Name ANNETTE GAVIN Relationship Mother
2. 815 726 3767 Name BOBBIE JOHNSON Relationship Aunt
3. 773 784 0239 Name MICHAEL ABBINANTI Relationship Cousin
4. 256 766 8229 Name HUNTER GAVIN Relationship Cousin
5. 716 832 0576 Name SUSAN JACKSON Relationship FRIEND
6. 334 269 1803 Name LISA HOYES Relationship ATTORNEY
7. 212 364 5340 Name BARRY C. SCHECK Relationship ATTORNEY
8. _____ Name _____ Relationship _____

Approved by: N. LyonsEntry date: 5/2/05

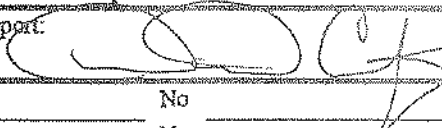
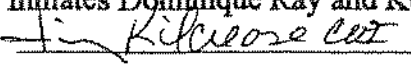
Denied: _____

Comments: _____

_____Date of Next Change: 11/2/05

STATE OF ALABAMA
BOARD OF CORRECTIONSN601
D of C
DOC No. 601 (REV. 4/81)

INSTITUTIONAL INCIDENT REPORT

| | | | |
|---|-------------------------------|--|--------------------------------|
| 1. Institution: Holman C. F. | 2. Date: February 26, 2002 | 3. Time: 8:10 AM | 4. Incident Number HP02-165 |
| 5. Location Where Incident Occurred: Death Row Exercise Yard | | 6. Type of Incident: Fighting Without a Weapon | |
| 7. Time Incident Reported: 8:10 AM | | 8. Who Received Report: Lt. David Craft  | |
| 9. Victim: | | No | |
| a. _____ | | No | |
| b. _____ | | No | |
| 10. Suspects: | | 11. Witnesses: | |
| a. Dominique Ray B/M No. Z663 | b. _____ No. _____ | a. _____ No. _____ | |
| b. Keith Gavin B/M No. Z665 | c. _____ No. _____ | b. _____ No. _____ | |
| c. _____ No. _____ | d. _____ No. _____ | c. _____ No. _____ | |
| d. _____ No. _____ | e. _____ No. _____ | d. _____ No. _____ | |
| e. _____ No. _____ | f. _____ No. _____ | e. _____ No. _____ | |
| Physical Evidence: | | | |
| 12. Type of Evidence: N/A | | | |
| 13. Description of Evidence N/A | | | |
| 14. Chain of Evidence: | | | |
| a. N/A | | | |
| b. _____ | | | |
| c. _____ | | | |
| d. _____ | | | |
| <p>Narrative Summary: On February 26, 2002, at approximately 8:10 AM, Inmates Dominique Ray, B/Z663, and Keith Gavin, B/Z665, were fighting on the death row walk yard. At first it appeared that the two inmates might have been playing. Officer Kilcrease told both inmates to stop fighting and to come over where he was standing. Both inmates stopped and came over to Officer Jimmy Kilcrease. Officer Kilcrease began to question both inmates to see what was going on. Officer Kilcrease positioned himself between the two inmates as he was questioning them. Both inmates attempted to fight again and had to be restrained until other officers arrived to help escort both inmates back to their cells. Lt. Craft questioned both inmates. Officer Mike Austin escorted Inmate Dominique Ray, B/Z663, to the unit hospital. Inmate Keith Gavin B/Z665, refused to go to the unit hospital. Inmates Dominique Ray and Keith Gavin will receive disciplinary action for fighting without a weapon.</p> <p> Jimmy Kilcrease, COI (cont.)</p> | | | |

DISTRIBUTION: ORIGINAL Investigation and Inspection Division
 COPY to Deputy Commissioner, Institutions
 COPY to Institutional File
 COPY to Central Records File



N 602

CONTINUATION SHEET

Incident Number: HP02-165

Type of Incident: Fighting without a weapon

Date: February 26, 2002

Narrative Summary (Continued) Page No.

COI Jimmy Kilcrease continued statement:

It was determined that the inmates had words the night before. Inmate Ray said that inmate Gavin hit him when they were released out of their cell for the walk, and the fight continued on the walk yard.

Jimmy Kilcrease COI
Jimmy Kilcrease, COI

LABAMA DEPARTMENT OF CORRECTIONS
DISCIPLINARY REPORT

1. INMATE Gavin Keith Edmund CUSTODY MAX AIS NO. B/M 2665
LAST FIRST MIDDLE DISCIPLINARY # HP02-165
2. FACILITY: Holman Correctional Facility
3. The above named inmate is being charged by Jimmy Kilcrease, COI
with a violation of Rule # 35 specifically FIGHTING WITHOUT A WEAPON
from regulation # 403 which occurred on or about
February 26, 2002 at (time) 8:10 (am/xx), Location:
Death row walk yard A hearing on this
charge will be held after 24 hours from service.
4. Circumstances of the violation(s) are as follows: You, inmate Keith Gavin,
B/Z665, were fighting without a weapon with inmate Dominique Ray, B/Z663,
on the death row walk yard.
5. Date: 02-28-2002 Jim Kilcrease COI
Arresting: Officer's Signature/Rank
6. I hereby certify that I have personally served a copy of the foregoing upon the
above named inmate and I informed inmate of his/her right to present written or
oral statement at the hearing and to present written questions for the witnesses
on this the 28th day of FEBRUARY, 2002 at (time) 11:58 (am/pm).
7. Mary Bryan, COI Keith Gavin 2-665
Serving Officer's Signature/Rank Inmate's Signature/AIS Number
8. Witnesses desired? NO YES Keith Gavin
Inmates Signature Inmates Signature
9. If yes, list OFFICER HOWARD
10. Hearing Date 03/05/02 Time 12:00 PM Place 2b gym reg.
11. Inmate must be present in Hearing Room. If he/she is not present explain in
detail on additional page and attach.
12. A finding is made that inmate (s) is not capable of representing himself.
Breg Pierce
Hearing Officer's Signature
13. Plea: Not Guilty Guilty
14. The Arresting Officer, inmate and all witnesses were sworn to tell the
truth.
Breg Pierce
Hearing Officer's Signature
15. Arresting Officer's Testimony (at hearing): On the date and time in question
while on the exercise yard area of death row, I observed inmates Keith Gavin and
Dominique Ray, B/Z663, fighting without a weapon.
16. Inmates Testimony: Guilty, no statement. MAR 21 ENTU

Witness: _____ Substance of Testimony: _____

Witness: _____ Substance of Testimony: _____

17. The inmate was allowed to submit written questions to all witnesses.

Copy of questions and answers are attached _____

No questions. _____

Hearing Officer's Signature _____

18. The following witnesses were not called - Reason not called _____

1. _____

2. _____

3. _____

19. After hearing all testimony, the Hearing Officer makes the following findings of fact: (Be Specific) The Hearing Officer finds that: On 02/26/02 at approximately 8:10 a.m. in the exercise yard area of Holman unit, inmate Keith Gavin, B/Z665, did violate rule #35, fighting without a weapon. The chairman further finds that such action is not permitted in Holman, therefore, the inmate's actions does constitute disciplinary action.

20. Basis for Findings of Fact: Based on testimony of the arresting officer, Jimmy Kilcrease, who stated under oath that he observed inmates Gavin and Ray fighting without a weapon on the death row exercise yard. Also, based on inmate Gavin's signed plea of guilty.

21. Hearing Officer's Decision: ☒ Guilty ☒ Major ☐ Not Guilty ☐ Minor

22. Recommendation of Hearing Officer: Forty-five (45) days disciplinary segregation, Forty-five (45) days loss of all privileges, Refer to classification for review.

Hearing Officer's Signature/Rank _____

Greg Pierce, COI

Type Name and Title

23. Warden's Action Date: 3-14-02

Approved _____

Disapproved _____

Other (Specify) _____

24. Reason if more than 30 calendar days delay in action: _____

25. I hereby certify that a completed copy of the foregoing Disciplinary Report was served on the above named inmate on this _____ day of _____ 2002, at (time) _____ (am/pm).

Serving Officer's Signature/Title _____

Inmate's Signature/AIS Number _____

54-003

DOC Form 225B (Revised 7/92)

ALABAMA DEPARTMENT OF CORRECTIONS HP01-0189
DISCIPLINARY REPORT

1. INMATE: Keith E. Gavin B/M CUSTODY Maximum AIS 2665
2. FACILITY: Holman Correctional Facility
3. The above inmate is being charged by Issac Poindexter, COI with a violation of Rule Number 35 specifically Fighting without a weapon from regulation # 403, which occurred on or about March 5, 2001, XX at (time) 11:55 (am/pm), Location: Death Row Law Library
A hearing on this charge will be held after 24 hours from service.
4. Circumstances of the violation(s) are as follows: You were fighting with inmate Alonzo Burgess, B/Z559 in the Death Row Law Library.
#35 Major
5. Issac S. Poindexter
Arresting Officer/Signature/Rank
6. I hereby certify that I have personally served a copy of the foregoing upon the above named inmate on this the 7 day of March, 2001 at (time) 12:05 (am/pm)
7. David Smith Keith Gavin
Serving Officer/Signature/Rank Inmate's Signature/AIS Number
8. Witnesses desired? NO YES Keith Gavin
Inmate's Signature Inmate's Signature
9. If yes, list: Issac Poindexter, COI, Ray, Darnell, Randy Bell
10. Hearing Date 03/10/01 TIME 1250 PM PLACE OTB
11. Inmate must be present in Hearing Room. If he is not present explain in detail on additional page and attach.
12. A finding is made that inmate (is / is not) capable of representing himself.
13. Plea: Keith Gavin Not Guilty Keith Gavin Guilty
Signature/Hearing Officer
14. The Arresting Officer, inmate, and all witnesses were sworn to tell the truth.
Keith Gavin
Signature/Hearing Officer
15. Arresting Officer's testimony (at the hearing): On March 5, I was passing by the law library and heard a noise. I observed inmate Alonzo Burgess walking toward inmate Gavin. I got assistance from other officers, we entered the law library and escorted inmate Keith Gavin and Alonzo Burgess out.

16. Inmate's Testimony: Not guilty, no punches were thrown.

Witness: _____

Substance of Testimony: _____

Witness: _____

Substance of Testimony: _____

Witness: _____

Substance of Testimony: _____

17. The inmate was allowed to submit written questions to all witnesses. Copy of questions and answers are attached.

See attached

Greg Pierce
Signature/Hearing Officer

18. The following witnesses were not called — Reason not called

1. Issac Poindexter _____

waived

2. Dominique Ray _____

Waived

3. Randy Bell _____

Waived

19. After hearing all testimony, the Hearing Officer makes the following findings of fact: (Be Specific)
The Hearing Officer finds that: On 3/5/01 at approximately 11:55 a.m. in the law library area of Holman unit, inmate Keith Gavin, B/Z665, did violate rule #35, fighting without a weapon. The chairman further finds that such action is not permitted in Holman and does constitute disciplinary action.

20. Basis for Findings of Fact: Based on testimony of the arresting officer, Issac Poindexter, who stated under oath that he observed both inmates Alonzo Burgess and Keith Gavin struggling in the law library.

21. Hearing Officer's Decision: XX Guilty XX Major
Not Guilty _____ Minor

22. Recommendation of Hearing Officer: Forty-five (45) days disciplinary segregation, Forty-five (45) days loss of all privileges, Refer to classification for review.

Greg Pierce COI
Signature/Hearing Officer

Greg Pierce, COI

Type Name and Title

23. Warden's Action - Date 3/12/01

Approved [Signature]

Disapproved _____

Other (Specify) _____

24. Reason if more than 30 calendar days delay in action. _____

25. I hereby certify that a completed copy of the foregoing Disciplinary Report was served on the above named inmate on this 12 day of 03 2001 at (time) 10:50 (am/pm) am

[Signature] COI
Signature/Serving Officer/Title

REFUSED TO SIGN
Inmate's Signature/AIS Number

STATE OF ALABAMA
BOARD OF CORRECTIONS
INSTITUTIONAL INCIDENT REPORT

N601
D of C
DOC No. 601 (REV. 4/81)

| | | | |
|--|---------------------------|--|--|
| 1. Institution: Holman C.F. | 2. Date: 3/5/01 | 3. Time: 11:57 a.m. | 4. Incident Number HP01-0189 |
| 5. Location Where Incident Occurred: Law library Death Row | | 6. Type of Incident: Fighting without a weapon | |
| 7. Time Incident Reported: 11:56 a.m. | | 8. Who Received Report: Sgt. Raymond D. Fuqua | |
| 9. Victim: | | | |
| a. _____ | | No. _____ | |
| b. _____ | | No. _____ | |

| | | | |
|------------------------------|-----------------|----------------|-----------|
| 10. Suspects: | | 11. Witnesses: | |
| a. Alonzo Burgess B/M | No. Z559 | a. _____ | No. _____ |
| b. Keith Gavin B/M | No. Z665 | b. _____ | No. _____ |
| c. _____ | No. _____ | c. _____ | No. _____ |
| d. _____ | No. _____ | d. _____ | No. _____ |
| e. _____ | No. _____ | e. _____ | No. _____ |
| | | f. _____ | No. _____ |
| | | g. _____ | No. _____ |

Physical Evidence:

12. Type of Evidence: _____

13. Description of Evidence _____

14. Chain of Evidence:

a. _____

b. _____

c. _____

d. _____

Narrative Summary: On March 5, 2001, at approximately 11:55 a.m., Officer Issac Poindexter was starting to run the treatment list for the unit infirmary. As Officer Poindexter was passing the law library (death row), he saw two inmates struggling with each other. The inmates were later identified as Alonzo Burgess, B/Z559, and Keith Gavin, B/665. Officer Poindexter alerted Sgt. Raymond D. Fuqua and other segregation officers that a fight was taking place in the library. Officers Poindexter, Sgt. Fuqua, Randall Steele, Mike Austin and David Smart went in and escorted inmate Burgess and Gavin from the law library to the lieutenant's office without incident. Inmates Burgess and Gavin were asked if they would like to go to the unit infirmary. Both inmates refused. See the attached medical release of responsibility form. When the inmates were asked by Sgt. Fuqua what caused this incident, inmate Gavin refused to say anything, inmate Burgess said he was just jenkning inmate Gavin. After talking with Sgt. Fuqua inmates Burgess and Gavin were secured in their cells. Both inmates will be

DISTRIBUTION: ORIGINAL Investigation and Inspection Division
COPY to Deputy Commissioner, Institutions
COPY to Institutional File
COPY to Central Records File

CEP

N 602

CONTINUATION SHEET

Incident Number: Hp01-0189

Type of Incident: Fighting without a weapon

Date: 3/5/01

Narrative Summary (Continued) Page No.

charged with rule #35, fighting without a weapon.


Issac S. Poindexter, COI

HOLMAN PRISON
INMATE TELEPHONE LIST

INMATE NAME & AIS #: _____

INMATE LOCATION: _____

DATE FORM COMPLETED: _____

ALLOWED TELEPHONE NUMBERS

1 _____ NAME _____ RELATIONSHIP _____

2 _____ NAME _____ RELATIONSHIP _____

3 _____ NAME _____ RELATIONSHIP _____

_____ NAME _____ RELATIONSHIP _____

_____ NAME _____ RELATIONSHIP _____

_____ NAME _____ RELATIONSHIP _____

_____ NAME _____ RELATIONSHIP _____

_____ NAME _____ RELATIONSHIP _____

APPROVED BY: N. S.ENTRY DATE: 12/13/01

DENIED: _____

COMMENTS: _____

DATE OF NEXT CHANGE: 6/13/02

CREMATE NAME KEITH GAVINAIS NUMBER Z-665RACE B

B 1/23/06

345

ALL SIDES OF THIS FORM MUST BE FILLED OUT AT THE SAME TIME. NO MORE THAN EIGHT VISITORS CAN BE LISTED ON YOUR VISITORS LIST. LIST EIGHT PEOPLE YOU FEEL THAT WILL SEND YOU FUNDS. PEOPLE ON YOUR FUNDS LIST MAY INCLUDE BUT ARE NOT LIMITED TO PEOPLE ON YOUR VISITING LIST.

| NAME | SOCIAL SECURITY NUMBER | ADDRESS, CITY, STATE, ZIP CODE | PHONE | RELATION |
|--|------------------------|---|----------------|----------|
| <input checked="" type="checkbox"/> ANNETTE GAVIN | 323-44-5277 | 1140 N. Lockwood Ave Chicago, IL 60651 | (773) 379-8473 | MOTHER |
| <input checked="" type="checkbox"/> SHARON GAVIN | 327-28-7254 | 1140 N. Lockwood Ave Chicago, IL 60651 | " " " | SISTER |
| <input checked="" type="checkbox"/> GENNETTA CLARK | 331-95-5140 | " " " | " " " | SISTER |
| <input checked="" type="checkbox"/> PATRICIA GAVIN | 353-74-8140 | " " " | " " " | SISTER |
| <input checked="" type="checkbox"/> NICOLE GAVIN | 388-55-6670 | " " " | " " " | SISTER |
| <input checked="" type="checkbox"/> STERLING GAVIN | 372-62-4011 | " " " | " " " | BROTHER |
| <input checked="" type="checkbox"/> STEVEN GAVIN | 363-23-4144 | " " " | " " " | BROTHER |
| <input checked="" type="checkbox"/> CHRIS MATTHEWS | 428-27-3140 | 3939 S. Lake Park, Chicago, IL 60652 | " " " | AUNTEE |

| NAME | SOCIAL SECURITY NUMBER | ADDRESS, CITY, STATE, ZIP CODE | PHONE | RELATION |
|--|------------------------|---|----------------|----------|
| <input checked="" type="checkbox"/> ANNETTE GAVIN | 323-44-5277 | 1140 N. Lockwood Ave, Chicago, IL 60651 | (773) 379-8473 | MOTHER |
| <input checked="" type="checkbox"/> SHARON GAVIN | 327-28-7254 | " " " | " " " | SISTER |
| <input checked="" type="checkbox"/> GENNETTA CLARK | 331-95-5140 | " " " | " " " | SISTER |
| <input checked="" type="checkbox"/> PATRICIA GAVIN | 353-74-8140 | " " " | " " " | SISTER |
| <input checked="" type="checkbox"/> NICOLE GAVIN | 388-55-6670 | " " " | " " " | SISTER |
| <input checked="" type="checkbox"/> STERLING GAVIN | 372-62-4011 | " " " | " " " | BROTHER |
| <input checked="" type="checkbox"/> STEVEN GAVIN | 363-23-4144 | " " " | " " " | BROTHER |
| <input checked="" type="checkbox"/> CHRIS MATTHEWS | 428-27-3140 | 3939 S. Lake Park, Chicago, IL 60652 | " " " | AUNTEE |

(Q) B.B. were both engaged in a struggle...
engaged in a struggle...

(A) Yes I did.

Q.B.B. there your contact was made by both inmates Gawn and Burgess?

(A) (Yes).

Q.B.B. were both inmates being held by other inmates in the library

(A) Only Burgess.

Q.B.B. were there any marks bruises scratches any signs of blood ect.?

(A) Only Burgess: NO.

Release of Responsibility

Gavin, Keith
Name of Inmate

3-5-01
Date

2-665
Inmate ID Number/Date of Birth

I hereby refuse to accept the following treatment / recommendations:

to be seen by nurse after fighting

I acknowledge that I have been fully informed of and understand the above treatment(s) or recommendation(s) and the risk(s) involved in refusing. I hereby release and agree to hold harmless NaphCare, Inc., its employees and agents from all responsibility and ill effect which may result from this action.

Keith Gavin
Inmate Signature

Bomerson Jr
Witness

3-5-01 / 1205
Date / Time

The aforementioned inmate has refused the listed medical treatment(s)/recommendation(s) and has refused to sign this form.

Address

Date / Time

Address

Release of Responsibility

202 HOLMAN

Burgess, Alonzo

3-5-01
Date

2-559
 Estimate ID Number/Date of Birth

to be seen by nurse after fighting

[Signature]
Name Signature

Bomerson Lp
Witness

3-5-01 / 1205
Date / Time

The aforementioned inmate has refused the listed medical treatment(s)/recommendation(s) and has refused to sign this form.

Witness

Date / Time

ness

Release of Responsibility

| | | | |
|---|--|---|--|
| FORM NPS-8 (10-22-98) U.S. DEPARTMENT OF COMMERCE BUREAU OF THE CENSUS ACTING AS COLLECTING AGENT FOR THE BUREAU OF JUSTICE STATISTICS U.S. DEPARTMENT OF JUSTICE | | 1121-0030: Approval Expires 02/28/2001 CENSUS USE ONLY a. Report year _____ b. _____ Card _____ of _____ Cards | |
| REPORT OF INMATE UNDER SENTENCE OF DEATH NATIONAL PRISONER STATISTICS | | | |
| RETURN TO Bureau of the Census ATTN: Demographic Surveys Division Washington, DC 20233 | | Important - Please read instructions on reverse before completing this form. | |
| 1. State <u>AL</u> | Inmate's Dept. of Corrections ID. <u>2665</u> | 11. Date of arrest for capital offense Month <u>03</u> - Year <u>1998</u> | |
| 2. Inmate name Last First Middle Initial <u>GAVIN</u> <u>Keith</u> <u>E</u> | | 12. Date of conviction for capital offense Month <u>11</u> - Year <u>1999</u> | |
| | | 13. Date of sentence for capital offense Month <u>01</u> - Year <u>2000</u> | |
| 3. Sex - Mark (X) appropriate box. <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female | | 14a. Inmate status on December 31, <u>2000</u> Mark (X) appropriate box. 1 <input checked="" type="checkbox"/> Under sentence of death - Continue with item b 2 <input type="checkbox"/> Sentence of death removed - Skip to items c and d | |
| 4a. Race - Mark (X) appropriate box. 1 <input type="checkbox"/> White 5 <input type="checkbox"/> Native Hawaiian or other Pacific Islander 2 <input checked="" type="checkbox"/> Black 6 <input type="checkbox"/> Other - Specify <u>Z</u> 3 <input type="checkbox"/> American Indian or Alaska Native 4 <input type="checkbox"/> Asian | | | |
| 4b. Hispanic origin - Mark (X) appropriate box. 1 <input type="checkbox"/> Hispanic 2 <input checked="" type="checkbox"/> Non-Hispanic 3 <input type="checkbox"/> Not known | | 14b. Was this inmate on escape or at a mental hospital on December 31? Month _____ Year _____ 1 <input type="checkbox"/> Yes, on escape - Enter month and year of escape 2 <input type="checkbox"/> Yes, at a mental hospital - Enter month and year of transfer to mental hospital 3 <input checked="" type="checkbox"/> No | |
| 5. Date of birth Month <u>03</u> - Year <u>1960</u> | | NO FURTHER INFORMATION REQUIRED FOR THIS INMATE | |
| 6. Capital offense(s) for which imprisoned Number of death sentences imposed <u>1</u> <input checked="" type="checkbox"/> Murder <input type="checkbox"/> Kidnap <input type="checkbox"/> Rape <input type="checkbox"/> Other - Specify _____ | | 14c. Reason for inmate's removal from under sentence of death - Mark (X) appropriate box. Month _____ Year _____ 1 <input type="checkbox"/> Executed - Enter date and skip to item 15 2 <input type="checkbox"/> Deceased by other causes - Enter date and skip to item 16 3 <input type="checkbox"/> Capital sentence declared unconstitutional by State or U.S. Supreme Court 4 <input type="checkbox"/> Sentence commuted 5 <input type="checkbox"/> Conviction affirmed, sentence overturned by appellate or higher court 6 <input type="checkbox"/> Conviction and sentence overturned by appellate or higher court | |
| CENSUS USE ONLY _____ | | | |
| 7. Marital status at time of first imprisonment for capital offense 1 <input type="checkbox"/> Married - Include common law marriage 2 <input type="checkbox"/> Divorced or separated 3 <input type="checkbox"/> Widowed 4 <input checked="" type="checkbox"/> Never married 5 <input type="checkbox"/> Not known | | | |
| 8. Highest year of education completed at time of first imprisonment for capital offense _____ | | | |

AL0130000
CHEROKEE COUNTY S.O.
100 CEDAR BLUFF ROAD
CENTRE, AL 35960

204 RIVER STREET
CENTRE, ALABAMA 35960

ROY WYNN

SHERIFF



TELEPHONE
256-827-3265
256

FAX NUMBER: CHEROKEE CO. S.O. (256) 927-4543
DETENTION CENTER (256) 927-5226

TO: Holman State Prison

DEPT: Transfer

FAX NO.: (334) 368-1095

FROM: Mark / Cherokee Co.

DATE: 08-03-00

RE: Gravin, Keith Edmund

RESPONSE REQUIRED: YES NO

TOTAL PAGES SENT INCLUDING COVER: 3
PLEASE CALL (256) 927-3365 IF YOU DO NOT RECEIVE ALL THE PAGES.

COMMENTS:

Officers Wood & Hicks will be picking
Inmate Gravin up around 11:AM - 12:00PM!

Thank You!

Mark Lamb

| | | |
|---------------------|---|--------------------------|
| STATE OF ALABAMA, | * | IN THE CIRCUIT COURT FOR |
| | * | |
| PLAINTIFF | * | |
| | * | |
| VS. | * | CHEROKEE COUNTY, ALABAMA |
| | * | |
| KEITH EDMUND GAVIN, | * | |
| | * | |
| DEFENDANT | * | CASE NO: CC-98-61 and |
| | * | CC-98-62 |

O R D E R

The Defendant's MOTION FOR NEW TRIAL was set for hearing on May 30, 2000, at which time the Defendant and his attorneys appeared and argued some of the issues raised in said Motion. The Defendant's attorneys have requested leave to file an additional or supplemental brief, and in consideration of the scheduling needs of this Court it is,

ORDERED, ADJUDGED AND DECREED as follows:

1. On or before June 30, 2000, the State shall file a brief in response to the Defendant's brief and argument presented on May 30, 2000.

2. On or before June 30, 2000, the Defendant shall file any additional or supplemental briefs in support of the MOTION FOR NEW TRIAL.

3. The Defendant and State shall file any further responses on or before July 24, 2000.

The Defendant's MOTION FOR NEW TRIAL shall come for further hearing on Friday, August 4, 2000, at 9:00 a.m. The Defendant has consented for said hearing to be conducted at the third floor courtroom of the DeKalb County Courthouse, in Fort Payne, Alabama. At the hearing hereby scheduled the Sheriff of Cherokee County, for

ORDER
CC-98-61 and CC-98-62
CHEROKEE COUNTY
PAGE 2

providing security and transportation, and same shall be coordinated by and with the Sheriff of DeKalb County, Alabama.

The deadline of September 1, 2000, for the Court's ruling on the Defendant's MOTION FOR NEW TRIAL, remains unchanged, and if no ruling is issued on or before that date said Motion shall be deemed denied by operation of law thereafter.

Done this 1 day of June, 2000.



DAVID A. RAINS, CIRCUIT JUDGE

Copies to:
Mr. Michael E. O'Dell
Mr. Robert F. Johnston

Attorney for:
State of Alabama

Mr. Stephen P. Bussman
Mr. Steven G. Noles

Keith Edmund Gavin

Hon. Cecil Reed,
Sheriff, DeKalb County

Hon. Roy Wynn,
Sheriff, Cherokee County

Officer Richard Woods
Security, Cherokee County

Officer Stanley Hollingsworth
Security, DeKalb County

Mr. Cecil Atchison,
Transfer Agent
Alabama Department of Corrections

CAVIN.8

R-8

INMATE PROPERTY SHEET

R-8

ON 8-5-2020, I, INMATE Groom, Keith AIS# B/2-665

- ☒ WAS RECEIVED AT HOLMAN UNIT--POPULATION/SEGREGATION/DELE ROW.
☐ WAS RECEIVED FROM HOLMAN POPULATION TO HOLMAN SEGREGATION DISP. / ADMIN.
☐ HAD PERSONAL PROPERTY TAKEN DURING A SHAKE DOWN OR TAKEN FROM A PACKAGE.
☐ OTHER _____

ON MY ARRIVAL, I WAS SHOOK DOWN BY OFFICER(S) Austin

AND HAD MY PERSONAL PROPERTY (LISTED BELOW)

- ☒ TAKEN FROM ME AND PUT INTO STORAGE.
☐ REMOVED FROM MY PACKAGE.
☐ OTHER _____

THESE ITEMS DO NOT COMPLY WITH ADMINISTRATIVE OR INSTITUTIONAL RULES OR REGULATIONS, AND / OR SECURITY AT THIS INSTITUTION. I UNDERSTAND THAT I HAVE THIRTY DAYS FROM THE ABOVE DATE TO SEND THESE ITEMS HOME OR BE PICKED UP BY MY VISITORS. I FURTHER UNDERSTAND THAT ON THE THIRTY FIRST DAY, THESE ITEMS WILL BE REPORTED, PROCESSED AND DESTROYED.

OFFICERS NAME AND TITLE

INMATES SIGNATURE

PROPERTY PUT INTO STORAGE

| | | |
|-----------------------|---------------------|---|
| Magazines, 13 | | ISSUED 4 Magazines on 11-7-00. Traded out 4 old Magazines, via AZ |
| Cassette Tapes 10 | | |
| Playing Cards 1 deck | | |
| 1 Red laundry Bag | | |
| Traded out (4) | | |
| Magazines on 11-18-02 | | |
| Car Parrish | | |
| Keith Groom | Traded out (4) | |
| | Magazines on 3-4-03 | |

ON 1-21-04 19__ I, INMATE _____ AIS# _____

DID RECEIVE MY PERSONAL PROPERTY - TAKEN ON _____ 19__

AND/OR: ☐ HAD THEM SHIPPED HOME AT MY OWN EXPENSE.☐ RETURNED TO ME.☒ DESTROYED BY THE STATE AS CONTRABAND.☐ OTHER _____

OFFICERS SIGNATURE

INMATES SIGNATURE (IF NOT PRESENT - OFFICER IN CHARGE SIGNATURE)

Not Present. JHP

STATE OF ALABAMA
DEPARTMENT OF CORRECTIONS

CHAIN OF CUSTODY

NOV 09 ENTD 11-01-2007

Name of Institution: W. C. HolmanInst. Code: 003Date: Nov. 1 07Time Specimens Delivered: 12:20 pm

| | First | Last | Time of Collection | AIS # | Race | Sex (M-F) | Medications (Yes or No) |
|----|-------------------|------------------|--------------------|-------------------|--------------|--------------|-------------------------|
| 1 | Alonzo | Burgess | 7:29 AM | B2559 | B | M | YES |
| 2 | Wilson | Robitaille | 7:58 AM | W2687 | W | M | NO |
| 3 | OSCAR | Doster | 7:38 AM | W2642 | W | M | NO |
| 4 | Joseph | Smith | 7:10 AM | W2646 | W | M | NO |
| 5 | Larry | Whitehead | 7:39 AM | W2607 | W | M | YES |
| 6 | Dominique | Ray | 7:15 AM | B2-663 | B | M | YES |
| 7 | Keith | Gavin | 8:16 AM | B2-665 | B | M | NO |
| 8 | Harvey | Windsor | 7:18 AM | W2498 | W | M | YES |
| 9 | Larry | Smith | 7:47 AM | W2583 | W | M | NO |
| 10 | David | Freeman | 7:12 AM | W2506 | W | M | YES |
| 11 | Arthur | Giles | 7:49 AM | B2394 | B | M | NO |
| 12 | Westley | Harris | 9:25 AM | B2715 | B | M | NO |
| 13 | Kenneth | Smith | 9:05 AM | W2512 | W | M | YES |
| 14 | James | Lawhorn | 7:21 AM | W2-500 | W | M | YES |
| 15 | Jermy | Bryant | 9:17 AM | B2644 | B | M | NO |
| 16 | Phillip | Hallford | 8:51 AM | W2-474 | W | M | YES |
| 17 | Willie | Scott | 7:56 AM | B2-691 | B | M | NO |
| 18 | Willie | Scott | 7:56 AM | B2-691 | B | M | NO |
| 19 | Robert | Council | 11:40 AM | B-181418X | B | M | NO |
| 20 | Johnny | Dade | 11:35 AM | B-2027045 | B | M | NO |
| 21 | Ricky | Davis | 10:09 AM | B-1730738 | B | M | NO |
| 22 | Mark | Ford | 10:07 AM | B-188346 | B | M | NO |
| 23 | Timme | Garrett | 10:10 AM | B-1182545 | B | M | YES |
| 24 | Charles | Hastings | 9:52 AM | W-140734X | W | M | NO |
| 25 | Wanda | Moore | 10:41 AM | B-175157A | B | M | YES |

OUR INSTITUTION REQUESTS THE ABOVE NAMED INMATE (S) BE DRUG SCREENED AND THE RESULTS OF ALL POSITIVE TESTS BE REPORTED VIA PHONE CALL WITH PAPERWORK TO FOLLOW

There are a total of 24 specimens to be tested.

COC - OPI - THC

| | | | |
|---------------------------|-------------------|---------------|----------------|
| From: (The above inmates) | To: Bobby Lane Co | Date: 11/1/07 | Time: 7:10 AM |
| From: Bobby Lane Co | To: Co Floyd | Date: 11/1/07 | Time: 12:20 pm |
| From: CO J. Flayed | To: DHL Shipping | Date: 11/1/07 | Time: 3:50 pm |
| From: _____ | To: _____ | Date: _____ | Time: _____ |
| From: _____ | To: _____ | Date: _____ | Time: _____ |
| From: _____ | To: _____ | Date: _____ | Time: _____ |

RETAIN THIS FORM FOR ONE YEAR

ADOC Form 440-A - January 26, 2006

#13 is Marijuana Positive

J. Floyd Co.

HOLMAN UNIT CLINIC

MEMORANDUM:

TO : CLASSIFICATION

FROM: UNIT CLINIC

IN REF : PHYSICALS

| NAME | AIS | WEIGHT | CHRONIC MEDICAL CONDITION |
|------|-----|--------|------------------------------|
|------|-----|--------|------------------------------|

1-6-2000

| | | | |
|--------------|-------|-----|------|
| GAVIN, KEITH | Z-665 | 152 | NONE |
|--------------|-------|-----|------|

3-23-2000

| | | | |
|---------------|--------|-----|------|
| JOHNSON, TORA | 174794 | 120 | NONE |
|---------------|--------|-----|------|

3-18-2000

| | | | |
|------------------|--------|-------|--------------|
| PERRY, WAYLON | 106365 | 238 | NONE |
| MONROE, MYRON | 136734 | 157 ½ | PAST POSTIVE |
| NORWOOD, DARRELL | 165738 | 163 ½ | PAST POSTIVE |
| NORRIS, MICHAEL | 205346 | 241 | PAST POSTIVE |

DATE RECEIVED

RECEIVED BY

477-2000
 J. Brown, Clin. Supv.

REGIONAL MEDICAL SERVICE MEDICAL HISTORY AND SCREENING

Holman

INSTITUTION

| | | | | |
|--|--|-----------------|--|-----------------------|
| INMATE NAME: <u>Gavin Keith</u> | | ID# <u>7665</u> | RACE: <u>B</u> | D.O.B: <u>3-30-60</u> |
| INMATE QUESTIONNAIRE | | | CURRENT MEDICAL CONDITIONS (circle terms that apply) | |
| 1. Do you have a medical problem such as bleeding or injuries that requires immediate medical attention? Yes <input type="radio"/> No <input checked="" type="radio"/> | | | Unconscious <input type="radio"/> Skin Infection <input type="radio"/> | |
| 2. Have you fainted or had a head injury within past six months? Yes <input checked="" type="radio"/> No <input type="radio"/> | | | Disoriented <input type="radio"/> Restricted Mobility <input type="radio"/> | |
| 3. Have you been seen by a doctor in the past six months? Yes <input type="radio"/> No <input checked="" type="radio"/> | | | Intoxicated <input type="radio"/> Skin Rash <u>Hives</u> <input type="radio"/> | |
| 4. Do you wear glasses or contact lenses? Yes <input checked="" type="radio"/> No <input type="radio"/> | | | Lesions <u>Ulcers</u> <input type="radio"/> Jaundice <input type="radio"/> | |
| 5. Do you have prosthetics, splint, crutches, cast or brace that you need while here? Yes <input type="radio"/> No <input checked="" type="radio"/> | | | Obvious Pain <input type="radio"/> Head & Neck <input type="radio"/> | |
| 6. Do you drink wine, beer or whiskey? How often? _____ How much? _____ Last time? _____ | | | Bruises <input type="radio"/> Fever <input type="radio"/> | |
| 7. Have you had seizures or blackouts when you stop drinking? Yes <input type="radio"/> No <input checked="" type="radio"/> | | | Nausea <input type="radio"/> Vaginal/Perine Discharge <input type="radio"/> | |
| 8. Do you use drugs? Type _____ How often _____ Last time _____ | | | Uses Tobacco <input type="radio"/> Dental Problems <input type="radio"/> | |
| 9. Have you had withdrawal problems when you stop taking drugs? Yes <input type="radio"/> No <input checked="" type="radio"/> | | | MEDICAL HISTORY (circle terms that apply) | |
| 10. Are you currently drinking? If yes, from what substance? Yes <input type="radio"/> No <input checked="" type="radio"/> | | | Arthritis <input type="radio"/> Frequent Clamminess <input type="radio"/> | |
| 11. Do you have any medical problems we should know about? Yes <input checked="" type="radio"/> No <input type="radio"/> | | | Diabetes <input type="radio"/> Genital Sores <input type="radio"/> | |
| 12. Have you been in this facility before? Yes <input type="radio"/> No <input checked="" type="radio"/> | | | Seizure Disorder <input type="radio"/> V.D. <input type="radio"/> | |
| | | | Asthma <input type="radio"/> Hepatitis <input type="radio"/> | |
| | | | Special Diet <input type="radio"/> HIV+ <input type="radio"/> | |
| | | | Heart Condition <input type="radio"/> Tuberculosis <input type="radio"/> | |
| | | | Hypertension <input type="radio"/> Persistent Sore Throat <input type="radio"/> | |
| | | | Stomach Ulcer <input type="radio"/> Dental Problems <input type="radio"/> | |
| | | | Cancer <input type="radio"/> Surgeries <input type="radio"/> | |
| | | | Sickle Cell Anemia <input type="radio"/> Chest Pain (months ago) <input type="radio"/> | |
| | | | Emphysema <input type="radio"/> Jaundice <input type="radio"/> | |
| MENTAL HEALTH | | | TB HISTORY | |
| 13. Have you ever been hospitalized or treated for psychiatric problem? Yes <input type="radio"/> No <input checked="" type="radio"/> | | | Ever treated with TB Drugs? Yes <input type="radio"/> No <input checked="" type="radio"/> | |
| 14. Have you ever considered or attempted suicide? Yes <input type="radio"/> No <input checked="" type="radio"/> | | | Previous PPD test? Yes <input type="radio"/> No <input checked="" type="radio"/> Previous Positive Reaction? Yes <input type="radio"/> No <input checked="" type="radio"/> | |
| 15. Are you feeling depressed or extremely sad? Yes <input type="radio"/> No <input checked="" type="radio"/> | | | When _____ Where _____ | |
| 16. Do you want to hurt yourself or someone else? Yes <input type="radio"/> No <input checked="" type="radio"/> | | | Chronic Cough/Blood <input type="radio"/> Fever <input type="radio"/> | |
| 17. Are you hearing voices? If yes, what are they saying? Yes <input type="radio"/> No <input checked="" type="radio"/> | | | Recent Weight Loss <input type="radio"/> Night Sweats <input type="radio"/> | |
| | | | Recent Appetite Loss <input type="radio"/> Fatigue <input type="radio"/> | |
| FEMALE INMATES ONLY | | | MEDICATIONS | |
| 18. Are you pregnant? LMP _____ Yes <input type="radio"/> No <input checked="" type="radio"/> | | | Current Medications: <u>None</u> | |
| 19. Do you use birth control? Type _____ Yes <input type="radio"/> No <input checked="" type="radio"/> | | | | |
| 20. Have you recently had a baby, miscarriage or abortion? Yes <input type="radio"/> No <input checked="" type="radio"/> | | | | |
| COMMENTS: (Explain "Yes" Responses) #1 Carpal tunnel #2 Assaulted in jail | | | | |
| VITAL SIGNS | | | | |
| HT <u>5'11"</u> WT <u>150</u> BP <u>126/84</u> | | | | |
| Pulse <u>80</u> Resp <u>16</u> Temp <u>98.9</u> | | | | |
| DISPOSITION | | | | |
| Referrals <u>None</u> | | Placement | | |
| Emergency Room (Pre-existing injury) | | Infirmery | | |
| Emergency Room (Acute Condition) | | Detoxification | | |
| Physician | | Sitting | | |
| Sick Call | | Gen Population | | |
| | | Other | | |
| ALLERGIES | | | | |
| Medication Allergies: Yes <input type="radio"/> No <input checked="" type="radio"/> | | | | |
| Type: _____ | | | | |
| Other Allergies: Yes <input type="radio"/> No <input checked="" type="radio"/> | | | | |
| Type: <u>Duck</u> | | | | |

I acknowledge that I have answered all questions truthfully and have been told the way to obtain health services and consent to routine care provided by facility healthcare professionals. I understand that any medications not picked up within 30 days of release will be destroyed.

MIMMOMI

Inmate Signature: [Signature]

| INMATE NAME: <u>Gavin, Keth</u> | | Institution | |
|--|-------------------------------------|--|--|
| TYPE OF ASSESSMENT: INITIAL <input checked="" type="checkbox"/> OTHER <input type="checkbox"/> | | VITAL SIGNS: HT <u>5'8"</u> WT <u>152#</u> BP <u>120/80</u> PULSE <u>80</u> RESP <u>16</u> TEMP <u>98.9</u> | |
| FAMILY HISTORY: (F) FATHER, (M) MOTHER, (B) BROTHER, (S) SISTER TB _____ HEPATITIS _____ HIV+ _____ HYPERTENSION <u>F</u> CANCER _____ ASTHMA _____ EPILEPSY _____ ANEMIA _____ KIDNEY DISEASE _____ SICKLE CELL _____ SEIZURES _____ MENTAL ILLNESS _____ DIABETES _____ HEART DISEASE _____ OTHER _____ | | VISION (SNELLEN CHART) R: <u>20/50</u> with glasses L: <u>20/25</u> with glasses | |
| PHYSICAL ASSESSMENT | | | |
| Normal/Not Present Please | Abnormal/Comment | FEMALE ONLY | |
| SKIN: Color Condition Turgor Recent Injury Tattoos Scars | <u>True Versicolor</u> | PELVIC EXAM: Pap Smear Gonorrhea Culture (Admission PE only) | |
| HEAD: Hair Scalp (foci/inf) | <input checked="" type="checkbox"/> | IMMUNIZATION STATUS | |
| EARS: Appearance Canals | <input checked="" type="checkbox"/> | Date last Tetanus: <u>1-6-00</u> Other _____ | |
| MOUTH: Throat Tongue Tonsils | <input checked="" type="checkbox"/> | TB SCREENING Current PPD: Date Given: <u>1-6-00</u> Results and Date: <u>1-8-00</u> <u>Clear</u> PLEASE CIRCLE Follow-up scheduled: Not indicated Yes | |
| NOSE: Obstruction Drainage | <input checked="" type="checkbox"/> | ORAL SCREENING: | |
| NECK: Veins Mobility Thyroid Carotids Lymph nodes | <input checked="" type="checkbox"/> | Pain/Discomfort: <u>B</u> Condition of teeth: poor fair <u>good</u> Condition of gums: poor <u>healthy</u> False teeth: partial plate upper lower Oral hygiene instructions given: <input checked="" type="checkbox"/> | |
| CHEST (BREASTS): Configuration Auscultation Respirations Cough/Sputum | <input checked="" type="checkbox"/> | REMARKS <u>HIV & RPR drawn 1/6/00 in</u> <u>True Versicolor</u> | |
| HEART: Auscultation Radial pulse Apical pulse Rhythm | <input checked="" type="checkbox"/> | | |
| ABDOMEN: Shape Bowel Sounds Palpation Hernia | <input checked="" type="checkbox"/> | | |
| SPINE | <input checked="" type="checkbox"/> | REFERRAL: | |
| NEUROLOGICAL: Reflexes | <input checked="" type="checkbox"/> | | |
| GENITAL/URINARY: Lesions Discharge | <input checked="" type="checkbox"/> | | |
| RECTAL EXAM: (For 40 yrs. old and older) Hemorrhoids Anal Warts Stool for Occult Blood | <input checked="" type="checkbox"/> | Assessed by: <u>Dr. M. Whalen</u> Date: <u>1/6/00</u> Time: <u>12:15</u> Physician Review: <u>Dr. M. Whalen</u> Date: <u>1-10-2000</u> Time: <u>1350</u> | |
| EXTREMITIES: Pulses Edema Joints | <input checked="" type="checkbox"/> | | |

TUBERCULIN PPD FOR INMATES

| INITIAL SKIN TEST | |
|-------------------------------|-----------------------------|
| Date Given: <u>1/6/00</u> | Date Read: <u>1-8-00</u> |
| Site Given: <u>Chest area</u> | Size: <u>8</u> mm |
| Lot #: <u>01129P</u> | |
| Nurse: <u>M. McSheep</u> | Nurse: <u>Barnes on 4/2</u> |

I have received a fact sheet on TB and have had the opportunity to have my questions answered. I agreed to TB testing by PPD. I understand the PPD must be read 72 hours after being administered. I have never had a positive reaction to a TB skin test, nor have I ever been treated with TB drugs. I have also been instructed to check with my regular physician or the public health department if I am released prior to the TB test being read.

Kath Gavin
Inmate Signature

1/16/00
Date

M. McSheep
Witness Signature

1/16/00
Date

| | | | |
|-------------------------------------|---------------------|-------------------|----------------------------|
| INMATE NAME: <u>Gavin, Keith</u> | ID#: <u>2665</u> | RACE: <u>B</u> | LOCATION: <u>Holman</u> |
|-------------------------------------|---------------------|-------------------|----------------------------|

N810

ALABAMA DEPARTMENT OF CORRECTIONS

RECEIVING SCREENING FORM

Inmate's Name: Gavin, Keith B/2- Date: 1-6-2000 Time: 10:30 A
 DOB: 3-30-1960 Officer: Parish Institution: Holman

Receiving Officer's Visual Opinion

Yes No

1. Is the inmate conscious? ☒ Yes ☐ No
2. Does the inmate have any obvious pain or bleeding/other symptoms suggesting the need for emergency services? ☐ Yes ☐ No
3. Are there any visible signs of trauma or illness requiring immediate emergency treatment or doctor's care? ☐ Yes ☐ No
4. Any obvious fever, swollen lymph nodes, jaundice, or other evidence of infection which might spread through the institution? ☐ Yes ☐ No
5. Is the skin in poor condition or show signs of vermin or rashes? ☐ Yes ☐ No
6. Does the inmate appear to be under the influence of alcohol or drugs? ☐ Yes ☐ No
7. Are there any visible signs of alcohol or drug withdrawal? (extreme perspiration, shakes, nausea, pinpoint pupils, etc.) ☐ Yes ☐ No
8. Is the inmate making any verbal threats to staff or other inmates? ☐ Yes ☐ No
9. Is the inmate carrying any medication or report that he is on any medication which must be continuously administered or available? ☐ Yes ☐ No
10. Does the inmate have any obvious physical handicaps? ☐ Yes ☐ No

If the answer is YES to any questions from 2-10 above, specify WHY in section below.

11. Are you presently taking medication for diabetes, heart disease, seizure, arthritis, asthma, ulcers, high blood pressure or psychiatric disorder? ☐ Yes ☐ No
12. Are you on any special diet prescribed by a physician? (if YES, what type?) ☐ Yes ☐ No
13. Do you have a history of venereal disease or abnormal discharge? ☐ Yes ☐ No
14. Have you recently been hospitalized or recently seen a medical or psychiatric doctor for any illness? ☐ Yes ☐ No
15. Have you ever attempted suicide? ☐ Yes ☐ No

(If YES, When? _____ How? _____)

16. Do you want to do any harm to yourself now? ☐ Yes ☐ No

Holman Prison Orientation forDeath Row, Administrative Segregation, and Disciplinary Segregation

The following is a brief orientation of rules, regulations, and policies that you will be expected to follow while assigned to the Holman Prison Segregation Unit. The inmate handbook is in the Law Library. You should read this book and become familiar with its contents. If you have any questions after reading this handbook and this orientation you may direct them to your classification specialist or an officer.

1. Store Draw: Draw slips must be turned in to an officer by Sunday night. Limits for store draw will be \$40 for Death Row, \$15 Administrative Seg., and \$0 for Disciplinary Seg. Store Deliveries will be made on Thursday and Friday of each week. Your money must be received by the previous Friday. You may receive a free itemized list of all store items with prices simply by requesting it on your store slip.
2. Laundry and Clothing: Laundry will be collected by third shift on Monday, Tuesday, and Wednesday nights. Mondays you may turn in Pants sheets and blankets. Tuesdays you may turn in laundry bags. Wednesday you may turn in pants and shirts only. Your laundry will be returned the following afternoon on second shift. Request for six month issue, replacement, damaged or lost clothing should be routed through the segregation shift commanders.
3. Phone Calls: Upon initial assignment to segregation you will be given the opportunity to make one three minute call to inform whomever you desire the change in your status and the visiting day changes. Death row will be allowed telephone privileges based on the availability of the phone with a fifteen minute limit per call. Admin Seg inmates will be allowed one (1) fifteen (15) minute call per month. Dis Seg will not be allowed to use the phone except for for attorney calls and verified emergencies.
4. Meals: Breakfast will be fed at 4:00 am., Lunch 10:30 am., and Supper 3:30 pm. All times are approximations.
5. Mail will be delivered Monday through Friday. All out going mail should have your name and AIS#. The address of Holman is Holman Prison, Holman 3700, Atmore, AL. 36503.
6. Church: Holman has a full time chaplain. Routinely he will make rounds of the unit.
7. Visiting: visitation will be held on Mondays and Fridays of each week for Death Row and once a month for Administrative Segregation. Dis Seg will not be allowed visits. Visitors 16 years old and older must have a picture ID. Visitors under 19 must be accompanied by an adult on your approved visiting list. You will be given a visiting form during processing with additional forms being requested from the seg officers.
8. Grievances: Grievances may be presented to the Warden or Assist Warden in writing.
9. Classification : Your Classification specialist will be designated as follows: names beginning with A-J Mr. Powers, and K-Z Mr. Lang.
10. Exercise you will be allowed to exercise 45 minutes per day weather and security permitting
11. Showering: You will be allowed to shower every other day for a period of five (5) minutes.

12. Reading Material: Death Row and Administrative Segregation will be allowed to check out two books per week from the general library. Request will be picked up on Wednesdays and the books if available will be delivered on Thursday. Disciplinary Segregation will not be allowed this privilege. If you are currently receiving a newspaper and/or a magazine you will have 30 days to cancel the subscription. At the end of the 30 days all following issues will be destroyed as contraband.

13. Law Library: A Law Clerk under the supervision of a Correctional officer will tour the admin and dis segregation units Monday Through Friday. Reasonable request will be filled as soon as possible. Death Row may have access to the Death Row Law Library on a rotating basis. A schedule of the rotation is maintained in #4 cubicle. If you are restricted from group activities on Death Row submit a request to the seg shift commander for the needed materials. Reasonable request will be filled.

14. Medical Procedures:

Sick Call: You may request medical treatment by submitting a sick call slip to the nurse during the Morning, Noon or Afternoon pill call. The slip must be turned in by the Evening pill call for treatment that day. Screening will be conducted on Third shift. If you have a medical emergency, notify the cubicle officer or a tier rover.

Dental Treatment: You must sign up for dental treatment in the same manner as sick call. Screening will be on a day designated by the dental Staff

Pill Call: Will be at the following times: 3:30 am., 11:00 am., 4:00 pm., and 8:00 pm. These times are approximate.

Medical treatment is provided for your best interest and is imperative that you follow the treatment order unless you sign a medical waiver. If you do not follow the treatment or sign a medical waiver you may be charged with violation of institutional rules and regulations.

I state by my signature below that the rules of Holman Prison have been explained and the location of the 400 series of Administrative Regulations, Admin Reg 303 (visitation), visitation schedule, the Inmate Handbook and other pertinent information are maintained in the Institutional Law Library. I have been informed if I have any further questions to direct them to a security staff member and they will assist me or direct me to the proper staff member.

Keith Cain
Inmate's Signature/ AIS#

Gavin, Keith B/2

J. J. Sanford, Cor
Witness Signature/ Date

1-6-2000



STATE OF ALABAMA
DEPARTMENT OF CORRECTIONS

Holman 37
Atmore, Alabama 36523-0037

HOLMAN PRISON

Telephone: 364-2173
Area Code 205

DATE: 1-6-2000

M E M O R A N D U M

FROM : C. E. Jones
Warden

TO : WHOM IT MAY CONCERN

SUBJECT : Receipt of Inmate Handbook
For Death Row Inmates

I, INMATE Kurt C., DID RECEIVE A COPY OF
THE DEATH ROW INMATE HANDBOOK, REVISED JANUARY, 1985, ON THE
6th DAY OF January (MONTH), 2000 (YEAR).

X
INMATE'S SIGNATURE DATE

07-Parish J Co
WITNESS

WITNESS

/bm

cc: Inmate File

STATE OF ALABAMA
BOARD OF CORRECTIONS
INSTITUTIONAL INCIDENT REPORT

To: Hoban

| | | | |
|---|----------------------|--|------------------------------------|
| 1. Institution: St Clair C.F. | 2. Date: 1/2/2000 | 3. Time: 3:45PM | 4. Incident Number: STC-00-0019 |
| 5. Location Where Incident Occurred: H1A-07 | | 6. Type of Incident: Failure to obey / USE OF FORCE | |
| 7. Time Incident Reported: 4:05PM | | 8. Who Received Report: Gary Malone, COII | |
| 9. Victim: | | | |
| a. N/A | | No. | |
| b. | | No. | |
| 10. Suspects: | | | |
| a. Keith Gavin | No. B/OSK843 | II. Witness: | |
| b. | No. | a. N/A | No. |
| c. | No. | b. | No. |
| d. | No. | c. | No. |
| e. | No. | d. | No. |
| | | e. | No. |
| | | f. | No. |
| | | g. | No. |
| Physical Evidence: | | | |
| 12. Type of Evidence: N/A | | | |
| 13. Description of Evidence: N/A | | | |
| 14. Chain of Evidence: | | | |
| a. N/A | | | |
| b. | | | |
| c. | | | |
| d. | | | |
| 15. Narrative Summary: | | | |
| <p>On 1/2/2000 at approx. 3:45PM, Jerry Puckett, COI, and John B Sanderson, COII, were inspecting the inmates housed in H1A block for haircuts. Officer Puckett ordered inmate Keith Gavin, B/OSK843, to remove a covering from his head. Inmate Gavin refused and started cursing Officer Puckett. Officer Puckett notified Sgt. Sanderson of inmate Gavin's refusal. Sgt. Sanderson notified Gary Malone, COII, assist. Shift commander, of inmate Gavin's refusal. Sgts. Malone and Sanderson returned to H1A cellblock and attempted to talk to inmate Gavin. Inmate Gavin became loud and argumentative by refusing to take the cover from his head. Sgt. Malone then opened the tray door and ordered inmate Gavin to place his hands out to be restrained. Inmate Gavin refused to comply with the order by stating, "If you come into this cell, someone is going to leave in a body bag!". Sgt. Malone closed the tray door and exited the block. Sgt. Malone notified Jimmy Patrick, COSI, second shift commander, of the incident. Lt. Patrick instructed Sgt. Malone to notify the on-call official, Steve Dees, Warden III, of the incident at approx. 4:07PM. At approx. 4:18PM, Warden Dees called back and was informed of the incident. Warden Dees instructed Sgt. Malone to form an extraction team and remove inmate Gavin from his cell. At approx. 4:20PM, a team, consisting of Sgt. Sanderson, Samuel Howard, COII, COIs Cedric Bothwell, Frank Mickens, Bryan Chapman and Thomas Martin entered the block. Sgt. Malone opened the tray door and ordered inmate Gavin to present his hands. Inmate Gavin refused to obey Sgt. Malone's order. Sgt. Malone instructed Officer Bothwell to use the Freeze +P spray. Officer Bothwell was unable to do so due to inmate Gavin having his head wrapped in cloth and holding a blanket in front of him. Sgt. Sanderson positioned himself in front of the door with the stun shield and the cubicle officer, Andrew Shorter, COI, was ordered to open the door. As the door opened, inmate Gavin charged the shield but was not affected. Inmate Gavin was placed on the floor and Officer Mickens placed legirons on inmate Gavin's legs. Officers (cont)</p> | | | |

DISTRIBUTION: ORIGINAL Investigation and Inspection Division
COPY to Deputy Commissioner, Institutions
COPY to Institutional File
COPY to Central Records File

N 602

Continuation Sheet

St. Clair Corr. Fac.

Incident Number:

STC-00-0019

Date:


1/2/2000

Type of Incident:

Failure to obey/USE OF FORCE

Narrative Summary (Continued) Page No. 2

Bothwell, Chapman and Martin placed handcuffs on inmate Gavin. Sgt. Howard had control of inmate Gavin's head. Inmate Gavin was brought to his feet but refused to walk. Inmate Gavin started begging the officers to kill him. Inmate Gavin was carried to the hallway where he stopped resisting and was escorted to the infirmary by the extraction team. Inmate Gavin refused treatment from Nurse Peggy Engle. Nurse Engle was able to survey inmate Gavin's injuries. See F-15 attached. Sgt. Howard cut inmate Gavin's hair and gave inmate Gavin a clipper shave. Inmate Gavin was escorted to the segregation unit by Lt. Patrick, Sgt. Malone, Sgt. Howard, Sgt. Sanderson and Officers Mickens and Chapman. Inmate Gavin was escorted to the H1 barbershop where he was stripped, due to his threats, and placed in the shower. Inmate Gavin was placed in a stripped cell and the toilet water was turned off, due to his threats. This incident report is for informational purposes due to inmate Gavin being scheduled to return to court on Wednesday, 1/5/2000. No disciplinary action was taken at this time.


John B Sanderson, COII

STATEMENT

On 1/2/2000, I, Samuel Howard, COII, was part of a cell extraction team sent to extract inmate Keith Gavin, OSK843, from cell H1 A-07. Inmate Gavin had refused all orders to get a haircut. At approx. 4:22PM, the shield officer, John Sanderson, COII, signaled the cubicle officer, Andrew Shorter, COI, to open the cell door. As the cell door opened, inmate Gavin attempted to push his way out of the cell. Inmate Gavin was in a low crouch as he rushed the door. I grabbed inmate Gavin and wrapped my arms around his body and dropped to the cell floor with him. I was holding inmate Gavin on the floor and was assisted by John Sanderson, COII, COIs Thomas Martin, Frank Mickens, Cedric Bothwell and Bryan Chapman putting leg irons and handcuffs on inmate Gavin. At approx. 4:28PM, I along with the above mentioned Officers removed inmate Gavin from cell H1 A-07 and escorted inmate Gavin to the infirmary. Inmate Gavin refused treatment at the infirmary, however, Nurse Peggy Engle was able to do a visual examination of inmate Gavin. See F-15 attached. At approx. 5:03PM, I, along with the above mentioned officers, escorted inmate Gavin into the segregation unit where inmate Gavin was allowed to get a shower before being placed into a stripped cell. During the time inmate Gavin was in the infirmary, I did give inmate Gavin a haircut.


Samuel Howard, COII

N 602

Continuation Sheet

St. Clair Corr. Fac.

Incident Number:

STC-00-0019

Date:

1/2/2000

Type of Incident:

Failure to obey / USE OF FORCE

Narrative Summary (Continued) Page No 3

STATEMENT

On 1/2/2000, Cedric Bothwell, COI, was informed to report to the segregation office for a cell extraction on inmate Keith Gavin, B/OSK843. At approx. 4:20PM, Officer Bothwell, COIs Thomas Martin, Frank Mickens, Bryan Chapman, COIs Samuel Howard, John Sanderson and Gary Malone went to H1 A-07 for a cell extraction. Sgt. Malone gave inmate Gavin a direct order to place his hands out of the tray door to be handcuffed. Inmate Gavin refused to put his hand out. Sgt. Malone told Officer Bothwell to spray inmate Gavin with Freeze +P, a chemical agent. Officer Bothwell attempted to spray inmate Gavin with freeze +P but inmate Gavin was standing at the back of the cell wrapped up in his sheets and blanket. Officer Bothwell informed Sgt. Malone that the Freeze +P didn't effect inmate Gavin because of the sheets and blankets wrapped around his head. Officer Bothwell stepped to the side of the tray door and closed it. Sgt. Malone told Sgt. Sanderson to use the shield. Sgt. Sanderson, Sgt. Howard, Officers Mickens, Martin, Bothwell and Chapman lined up ready to extract inmate Gavin. Sgt. Malone gave Andrew Shorter, COI, cubicle operator, the order to open cell A-07. Officer Shorter opened the door. Inmate Gavin charged the door and had to be placed on the floor and restrained. At approx. 4:25PM, Officers Bothwell, Mickens, Chapman, Martin, Sgts. Howard, Sanderson and Malone escorted inmate Gavin to the infirmary. At approx. 4:47PM, Sgt. Malone told Officers Bothwell and Martin to strip inmate Gavin's cell. Inmate Gavin's cell was stripped and secured by Officers Bothwell and Martin.

Cedric Bothwell COI
 Cedric Bothwell, COI

N 602

Continuation Sheet

St. Clair Corr. Fac.

Incident Number:

STC-00-0019

Date:

1/2/2000

Type of Incident:

Failure to obey / USE OF FORCE

Narrative Summary (Continued) Page No. 4

STATEMENT

On 1/2/2000 at approx. 4:20PM, Gary Malone, COII, instructed Bryan Chapman, COI, to prepare for an extraction of inmate Keith Gavin, B/OSK843. Officer Chapman signed out one pair of handcuffs and riot gear. At approx. 4:21PM, Sgt. Malone, John Sanderson, COII, Samuel Howard, COII, Thomas Martin, COI, Frank Mickens, COI, Cedric Bothwell, COI, and Officer Chapman entered H1 D-07. At approx. 4:22PM, Sgt. Malone opening inmate Gavin tray door and instructed inmate Gavin to place his hand out the tray door to be handcuff. Inmate Gavin refused to place his hand out. Sgt. Malone instructed Officer Bothwell to spray inmate Gavin with freeze +P. Inmate Gavin had his face cover with a blanket and could not be sprayed. Sgt. Malone closed the tray door and instructed Andrew Shorter, COI, cubicle operator, to open inmate Gavin's door. Sgt. Sanderson entered first with the shield, followed by the rest of the extraction team. Inmate Gavin started charging as the door opened and was placed on the floore and restrained. At approx. 4:28PM, inmate Gavin was escorted to the infirmary by Sgts. Malone, Sanderson, Howard, Officers Chapman, Mickens and Bothwell. At approx. 5:03PM, Jimmy Patrick, COSI, Sgts. Malone, Sanderson, Howard, Chapman and Mickens escorted inmate Gavin from the infirmary to the segregation unit. At approx. 5:08PM, Lt. Patrick and Officer Chapman stripped inmate Gavin and placed inmate Gavin into the shower. At approx. 5:13PM, inmate Gavin was placed in H1 D-07.

Bryan Chapman COI
Bryan Chapman, COI

STATEMENT

On 1/2/2000 at approx. 4:18PM, Gary Malone, COII, instructed COIs Thomas Martin, Cedric Bothwell, Bryant Chapman, Frank Mickens, Sgts. John Sanderson and Samuel Howard to prepared for a cell extraction on inmate Keith Gavin, B/OSK843, H1 A-07. At approx. 4:20PM, the extraction team entered H1A. Sgt. Malone ordered inmate Gavin to place his hands out of the tray door to be handcuffed and receive a haircut. Inmate Gavin refused. Sgt. Malone ordered the extraction team to place itself while Officer Bothwell attempted to spray freeze +P on the inmate from the tray door. Sgt. Malone ordered the cubicle operator to open the cell door. The extraction team entered the cell and placed inmate Gavin on the cell floor. Handcuffs and legirons were placed on inmate Gavin. At approx. 4:28PM, inmate Gavin was escorted to the infirmary by the extraction team and treated by Nurse Peggy Engle. At approx. 4:47PM, Officers Martin and Bothwell stripped inmate Gavin's cell of his bed and personal property. At approx. 5:33PM, inmate Gavin was returned to H1A cellblock and stripped of all clothing and placed in the shower. Inmate Gavin was placed in H1 A-07 in stripped cell status.

Thomas Martin, COI
Thomas Martin, COI

N 802

Continuation Sheet

St. Clair Corr. Fac.

Incident Number:

STC-00-0019

Date:

1/2/2000

Type of Incident:

Failure to obey / USE OF FORCE

Narrative Summary (Continued) Page No 5

STATEMENT

On 1/2/2000 at approx. 4:18PM, Gary Malone, COII, advised me, Frank Mickens, COI, to report to the segregation shift office to take part in a cell extraction of inmate Kevin Gavin, B/OSK843, in H1 A-07. As I entered the office an extraction team was formed consisting of Cedric Bothwell, COI, who had Freeze +P pepper spray, John Sanderson, COII, who was assigned as shield man, Bryan Chapman, COI, who was in charge of restraining the hands, Samuel Howard, COII, who was support, Thomas Martin, COI, who was support, and Gary Malone, COII, was supervising the extraction. I was in charge of restraining the legs. At approx. 4:25PM, the extraction team entered H1A. Sgt. Malone gave inmate Garvin several chances to place his hands out of the tray door to be handcuffed. Inmate Garvin refused. Sgt. Malone gave Officer Bothwell the order to spray inmate Gavin with freeze +P. Inmate Garvin then went to the back of his cell and placed a blanket over his head. Officer Bothwell sprayed inmate Gavin but the spray had no affect on him. At that time Sgt. Malone gave the cubicle operator, Andrew Shorter, COI, the order to open inmate Garvin's cell. Inmate Garvin tried to charge out of the cell. The extraction team entered the cell and placed inmate Garvin on the floor, restraining him. At approx. 4:50PM, inmate Garvin was escorted to the infirmary by Officers Bothwell, Mickens, Martin, Chapman, Sgts. Howard, Sanderson and Malone. Nurse Peggy Engle attempted to treat inmate Garvin. First he refused to be treated but later agreed to let Nurse Engle treat him. See F-15 attached. At approx. 5:05PM, inmate Garvin was released from the infirmary and escorted to his block. He was given a shower and placed in his cell under stripped cell status.


 Frank Mickens, COI

DEPARTMENT OF CORRECTIONS
EMERGENCY/ (OTHER) TREATMENT RECORD

| | | | | | | |
|--|--|-------------------------|--|---------------------------------|---|---------------------|
| DATE 0102 12K | | TIME 1600 | FACILITY SCC | | <input type="checkbox"/> EMERGENCY <input checked="" type="checkbox"/> OTHER | |
| ALLERGIES NKA | | | CONDITION ON ADMISSION <input type="checkbox"/> GOOD <input type="checkbox"/> FAIR <input type="checkbox"/> POOR <input type="checkbox"/> SPOOK <input type="checkbox"/> HEMORRHAGE <input type="checkbox"/> COMA | | | |
| VITAL SIGNS: TEMP 98.6 ORAL RECTAL 24 PULSE 80 BP 140/100 | | | RECHECK IF SYSTOLIC <100 > 80 | | | |
| NATURE OF INJURY OR ILLNESS Body Chart Per Doc | | | ABRASION <input type="checkbox"/> CONTUSION <input type="checkbox"/> BURN <input checked="" type="checkbox"/> FRACTURE <input checked="" type="checkbox"/> LACERATION <input checked="" type="checkbox"/> SUTURES <input type="checkbox"/> | | | |
| | | | | | | |
| PHYSICAL EXAMINATION Refused Treatment Admission all- Very Altered Appearance & Exhausting Numbness Discoloration Referred - 50% sleep on everything Has redness to face | | | | | | |
| ORDERS, MEDICATION, etc. <hr/> | | | | | | |
| DIAGNOSIS F15 | | | | | | |
| INSTRUCTIONS TO PATIENT <hr/> | | | | | | |
| RELEASE/TRANSFER DATE 121212K | | TIME AM | RELEASE/TRANSFERRED TO <input checked="" type="checkbox"/> DOC <input type="checkbox"/> AMBULANCE | | CONDITION ON DISCHARGE <input type="checkbox"/> SATISFACTORY <input type="checkbox"/> POOR <input checked="" type="checkbox"/> FAIR <input type="checkbox"/> CRITICAL | |
| NURSE'S SIGNATURE [Signature] | | DATE 12/12/16 | PHYSICIAN'S SIGNATURE [Signature] | | CONSULTATION OSK | |
| PATIENT'S NAME (LAST, FIRST, MIDDLE) Gavan Kreth | | | AGE 40 | DATE OF BIRTH 3/30/16 | R/S 1/19 | US # 0843 |

| | Yes | No | No Response |
|---|-----|----|-------------|
| 17. Do you want to talk to a mental health counselor? | | 1 | |
| 18. Are you allergic to any medication? | | | |
| 19. Have you recently fainted or had a head injury? | ✓ | 2 | |
| 20. Do you have epilepsy? | | | |
| 21. Do you have a history of tuberculosis? | | | |
| 22. Do you have diabetes? | | | |
| 23. Do you have hepatitis? | | | |
| 24. Do you have a painful dental problem? | | | |
| 25. Do you have any medical problem we should know about? | ✓ | | |
| 26. Do you have a past alcohol or drug history? | | 1 | |

What type? _____ How much use? _____

For how long? _____ Last time used? _____

Comments: (Unusual behavior, etc.)

3 days ago had blows to the head.

For the Officer:

| | |
|--|-----|
| 27. Was the new inmate briefed on sick/dental call procedures? | yes |
| 28. This inmate was: | |
| a. Released for normal processing | yes |
| b. Referred to appropriate health care unit | |
| c. Immediately sent to health care unit | |

[Signature]

Officer's Signature

Note: This form is completed on inter and intra system transfers at receiving and will be filed in the inmates medical jacket to comply with ACA Standards 2-4289, 2-4290 and AMA Standard 140.

[Signature]

Inmate's Signature

USE OF FORCE REPORT

DATE: 1-2-00 TIME: 4:22 PM INCIDENT# _____LOCATION: H1A CELL 07SUSPECT: KEITH GAVIN AISH# OSK 843 RACE BRULE VIOLATION(S) Failure to Obey a direct order of a
Do C officialTYPE OF FORCE USED: () CHEMICAL WEAPON (☒) IMPACT WEAPON
() OTHER - RESULTING IN INJURY

IF CHEMICAL, EFFECT: () IMMOBILIZED INMATE () NO EFFECT

INMATE PERMITTED TO WASH AFTER CHEMICAL USE:

() YES () NO () REFUSED

INJURY TO INMATE SOME MINOR SCRAPES AND BRUISESHOSPITAL: N/ADOCTOR: N/AINJURY TO OFFICER: N/A

OFFICER USING CHEMICAL AGENT: _____

SUMMARY OF INCIDENT: Inmate Gavin refused to present his
hands to be restrained. Chemical agent was not used due
to the inmate being wrapped in sheets and blankets.
Inmate Gavin was extracted by using the stun
shield.

Det. John B. Sullivan
SUPERVISOR'S APPROVAL1-2-00
DATE

DATE: 1-2-00

FROM: SGT JOHN B SANDERSON

TO: WARDEN STEVE DEES

RE: KEITH GAVIN, B/M OSK 843
NAME AIS

CELL: HIA 07

REASON INMATE STRIPPED

INMATE GAVIN REFUSED TO PRESENT HIS HANDS. INMATE GAVIN THREATENED TO PUT SOMEONE IN A "BODYBAG." INMATE GAVIN WAS EXTRACTED AND ESCORTED TO THE INFIRMARY. INMATE GAVIN CONTINUED TO THREATEN TO INJURE STAFF. INMATE GAVIN'S CELL WAS STRIPPED AS A PRECAUTION.

72 HOUR DISPOSITIONFURTHER DISPOSITION AFTER SECOND 72 HOURSCOMMENTS, REFERRALS, OBSERVATIONS

CC: Assistant Warden
Segregation Captain
Segregation Office
Inmate Seg. I
Institutional

15-207
STATE OF ALABAMA,

PLAINTIFF

VS.

KEITH EDMUND GAVIN,

DEFENDANT

* IN THE CIRCUIT COURT FOR
*
*
*
* CHEROKEE COUNTY, ALABAMA
*
*
*
* CASE NO: CC-98-61 and
* CC-98-62

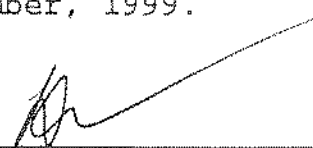
ORDER TO TRANSPORT DEFENDANT

The Defendant shall appear before the Court for sentencing in the above cases on January 5, 2000 at 1:30 p.m. in the courtroom of the Cherokee County Courthouse, Centre, Alabama, and the Defendant is presently in the custody of the Department of Corrections. It is therefore,

ORDERED that the Sheriff of Cherokee County, Alabama, or his duly authorized deputy, shall transport the Defendant from the custody of the Department of Corrections, to the Cherokee County Jail for the sentencing in the above cases.

At the conclusion the Sheriff shall redeliver the Defendant to the custody of the Department of Corrections.

Done this 13 day of December, 1999.



DAVID A. RAINS, CIRCUIT JUDGE

ORDER TO TRANSPORT
CHEROKEE COUNTY, ALABAMA

Copies to:

Mr. Michael E. O'Dell
Mr. Robert F. Johnston

Mr. H. Bayne Smith
Mr. John H. Ufford

Hon. Roy Wynn
Sheriff, DeKalb County

Mr. Cecil Atchison
Transfer Agent
Alabama Department of Corrections
50 South Ripley Street
Montgomery, Alabama 36130

Attorney for:

State of Alabama

Keith Edmund Gavin

| | | |
|---------------------|---|--------------------------|
| STATE OF ALABAMA, | * | IN THE CIRCUIT COURT FOR |
| | * | |
| PLAINTIFF | * | |
| | * | |
| VS. | * | CHEROKEE COUNTY, ALABAMA |
| | * | |
| KEITH EDMUND GAVIN, | * | |
| | * | |
| DEFENDANT | * | CASE NO: CC-98-61 and |
| | * | CC-98-62 |

ORDER TO TRANSPORT DEFENDANT

The Defendant's sentencing hearing in the above cases is set on December 6, 1999, at 2:00 p.m. in the courtroom of the Cherokee County Courthouse, Centre, Alabama. Prior to the sentencing hearing a presentence report shall be prepared and submitted in accordance with Rule 26.3 ARCrP and Title 13A-5-47 Code of Alabama (1975). At the conclusion of the sentencing hearing the Court expects to take the sentencing determination under consideration for announcement of the Court's findings and imposition of the sentence at a later date.

The Defendant is presently in the custody of the Department of Corrections. It is therefore, ORDERED that the Sheriff of Cherokee County, Alabama, or his duly authorized deputy, shall transport the Defendant from the custody of the Department of Corrections, to the Cherokee County Jail for the hearing in the above cases.

At the conclusion the Sheriff shall redeliver the Defendant to the custody of the Department of Corrections.

ORDER TO TRANSPORT
CHEROKEE COUNTY, ALABAMA

Done this 15 day of November, 1999.



DAVID A. RAINS, CIRCUIT JUDGE

Copies to:

Mr. Michael E. O'Dell
Mr. Robert F. Johnston

Mr. H. Bayne Smith
Mr. John H. Ufford

Hon. Roy Wynn
Sheriff, DeKalb County

Mr. Whitt L. Latham,
Probation Officer

Mr. Cecil Atchison
Transfer Agent
Alabama Department of Corrections
50 South Ripley Street
Montgomery, Alabama 36130

Attorney for:

State of Alabama

Keith Edmund Gavin

STATE OF ALABAMA,

PLAINTIFF

VS.

KEITH EDMUND GAVIN,

DEFENDANT

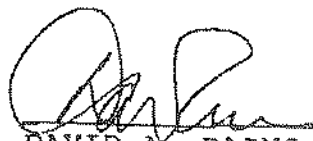
* IN THE CIRCUIT COURT FOR
*
*
*
* DEKALE COUNTY, ALABAMA
*
*
*
* CASE NO: CC-98-61

O R D E R

The Defendant was found guilty of Capital Murder on November 6, 1999, and on November 8, 1999, the jury recommended a sentence of death. A sentence determination hearing is scheduled for December 6, 1999, at 2:00 p.m. in the courtroom of the Cherokee County Courthouse, Centre, Alabama.

Pending further Orders of this Court the Defendant shall be confined in the custody of the Department of Corrections at the St. Clair Correctional Facility, or such other penal institution as the Department of Corrections may deem appropriate.

Done this 9th day of November, 1999.



DAVID A. RAINS, CIRCUIT JUDGE

Copies to:

Mr. Michael E. O'Dell
Mr. Robert F. Johnston

Mr. H. Bayne Smith
Mr. John H. Ufford

Hon. Roy Wynn,
Sheriff

Deputy, Richard Wood
(by facsimile)

Warden, Steve Dees
(by facsimile)

Attorney for:

State of Alabama

Keith Edmund Gavin

| LEAVE BLANK | | CRIMINAL | | (STAPLE HERE) | | | | LEAVE BLANK | | | |
|--|--------------------------|--|----|-------------------|----|------------|----------|---|------------|--------------|------------|
| STATE USAGE | | NFF SECOND | | APPROXIMATE CLASS | | AMPUTATION | | SCAR | | | |
| STATE USAGE | | LAST NAME, FIRST NAME, MIDDLE NAME, SUFFIX <i>Gavin, Keith Edmund</i> | | | | | | | | | |
| SIGNATURE OF PERSON FINGERPRINTED | | SOCIAL SECURITY NO. | | LEAVE BLANK | | | | | | | |
| ALIASES/MAIDEN LAST NAME, FIRST NAME, MIDDLE NAME, SUFFIX | | | | | | | | | | | |
| FBI NO. | STATE IDENTIFICATION NO. | DATE OF BIRTH | MM | DD | YY | SEX | RACE | HEIGHT | WEIGHT | EYES | HAIR |
| | | <i>3 30 60</i> | | | | <i>M</i> | <i>B</i> | <i>5'8"</i> | <i>145</i> | <i>Brown</i> | <i>Blk</i> |
| 1. R. THUMB | | 2. R. INDEX | | 3. R. MIDDLE | | 4. R. RING | | 5. R. LITTLE | | | |
| 6. L. THUMB | | 7. L. INDEX | | 8. L. MIDDLE | | 9. L. RING | | 10. L. LITTLE | | | |
| LEFT FOUR FINGERS TAKEN SIMULTANEOUSLY | | | | L. THUMB | | R. THUMB | | RIGHT FOUR FINGERS TAKEN SIMULTANEOUSLY | | | |

**FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE
WASHINGTON, D.C. 20537**

L. 93-579) REQUIRES THAT FEDERAL, STATE, OR LOCAL AGENCIES INFORM INDIVIDUALS WHOSE SOCIAL SECURITY NUMBER IS REQUESTED WHETHER
Mandatory or Voluntary, Basis of Authority for such Solicitation, and Uses Which will be Made of It.

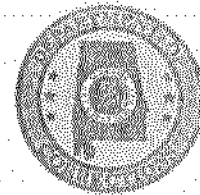
| | | | |
|--|--|---|--|
| YES <input type="checkbox"/> YES <input type="checkbox"/> | DATE OF ARREST MM DD YY | ORI CONTRIBUTOR ADDRESS REPLY YES <input type="checkbox"/> DESIRED? | |
| | | AL003025C DEPT OF CORR MONTGOMERY AL | |
| | DATE OF OFFENSE MM DD YY | PLACE OF BIRTH (STATE OR COUNTRY) Chicago, Illinois | COUNTRY OF CITIZENSHIP U.S.A. |
| R5 | SCARS, MARKS, TATTOOS, AND AMPUTATIONS | | |
| | RESIDENCE/COMPLETE ADDRESS | | CITY STATE |
| FINGERPRINTS Class. Spec. | LOCAL IDENTIFICATION/REFERENCE | | PHOTO AVAILABLE? YES <input type="checkbox"/> PALM PRINTS TAKEN? YES <input type="checkbox"/> |
| | GOVERNMENT, INDICATE SPECIFIC AGENCY. IF, LIST BRANCH OF SERVICE AND SERIAL NO. | | OCCUPATION |
| | | DISPOSITION 1. | |
| | | 2. | |
| | | 3. | |
| | | ADDITIONAL | |
| BASIS FOR CAUTION | | STATE BUREAU STAMP | |



BOB RILEY
GOVERNOR

State of Alabama
Alabama Department of Corrections

Central Records Office
P. O. Box 301501
Montgomery, AL 36130



DONAL CAMPBELL
COMMISSIONER

November 30, 2005

Mr. Jasper B Roberts Jr
Office of the Attorney General
11 South Union Street
Montgomery AL 36130

Dear Mr. Roberts:

This is to certify that I (Kathy Holt) am Director, Central Records Office, and that I am the legal custodian of inmate central records on file with the Alabama Department of Corrections and the enclosed or attached documents are true and correct copies taken directly from the records on file with the Department of Corrections and pertain to none other than the person whose name appears hereon:

Keith Edmund Gavin
NAME

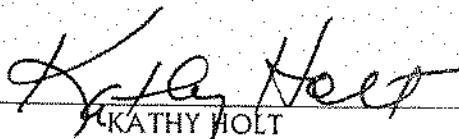
00Z665
NUMBER

B/M
R&S


Cherokee
COUNTY

DOCUMENTS ENCLOSED/ATTACHED

(A) Inmate's Central Records file


KATHY HOLT
Director of Records

SWORN TO AND SUBSCRIBED BEFORE ME
THIS THE 30th DAY OF NOVEMBER 2005


Mary Ann Little, Notary Public
State of Alabama at Large
MY COMMISSION EXPIRES JULY 19, 2006

THE UNIVERSITY OF CHICAGO

SK 843

CASE NO: CC-GR-61

290

informed SCSF
of SK#.

CH 302

STATE OF ALABAMA
DEPARTMENT OF CORRECTIONS
CENTRAL RECORDS DIVISION
1400 LLOYD STREET
MONTGOMERY, ALABAMA 36103-1501
205-837-2511

TO: INMATE FRONT OF CONFINEMENT
100 WEST CARROLLTON, LIT 4-200
CHICAGO IL 60601

RE: DAVIS, KEITH LUMARD
AID NO: 0000000 CASE NUMBER: 16-00000
AGE: 40 DOB: 06 MAR 1966
CHARGE(S): PAROLE VIOLATION

DEAR SIR:

AS YOU HAVE REQUESTED WE HAVE PLACED A HOLDOVER AGAINST YOUR CY AND WILL NOTIFY YOUR OFFICE APPROXIMATELY THIRTY (30) DAYS BEFORE DATE OF RELEASE SO YOU MAY ARRANGE TO TAKE CUSTODY.

BY COPY OF THIS NOTIFICATION, THE PERSON HAVING PHYSICAL CUSTODY OF THE INMATE IS INSTRUCTED TO INFORM THE INMATE OF THE SOURCE AND CONTENT OF THIS DETENTION, AND TO GIVE SUBJECT A COPY ATTACHED. ADDITIONALLY, THE INMATE HAS BEEN INSTRUCTED TO ADVISE THE INMATE THAT HE MAY REQUEST FINAL DISMISSAL OF ANY PENDING INDICTMENT, INFORMATION, OR COMPLAINT, BY FILING THE COURT AND DISTRICT ATTORNEY WHERE THESE CHARGES ARE PENDING. IF CHARGES AGAINST THIS SUBJECT ARE WITHDRAWN PRIOR TO THE EXPIRATION OF HIS PRESENTATION NOTICE, INMATE WILL ADVISE THIS OFFICE.

CURRENT COURT TIME RELEASE DATE IS: NO DATE SET
PAROLE HEARING SCHED DATE IS: NO DATE SET

INMATE HAS NO ADDITIONAL DETAILS CURRENTLY IN EFFECT.

VERY TRULY YOURS,

BETTY H. TRACER
INMATE RECORDS ADMINISTRATION

BY: _____
DETENTION CLERK

CC: WARDEN/SEC/STATE: NORMAN DEATH ROW
PAROLE BOARD, 1400 LLOYD STREET, MONTGOMERY, AL 36103-1501
INMATE: CENTRAL FILE